

# CALENDAR

Tuesday, April 29, 2003 - Day 57

Speaker Johnnie Byrd

Speaker pro tempore Lindsay M. Harrington

**The House will convene on Tuesday, April 29, 2003 at 10:30 AM**

These are the times reserved for committee meetings, but committees do not necessarily meet. See detailed meeting notices.

<b>Monday</b> <b>Day 56</b> <b>April 28, 2003</b>	<b>Tuesday</b> <b>Day 57</b> <b>April 29, 2003</b>	<b>Wednesday</b> <b>Day 58</b> <b>April 30, 2003</b>	<b>Thursday</b> <b>Day 59</b> <b>May 1, 2003</b>	<b>Friday</b> <b>Day 60</b> <b>May 2, 2003</b>
<u>Meeting Notices Due</u> <u>April 25, 2003</u>	<u>Meeting Notices Due</u> <u>April 28, 2003</u>	<u>Meeting Notices Due</u> <u>April 29, 2003</u>	<u>Meeting Notices Due</u> <u>April 30, 2003</u>	<u>Meeting Notices Due</u> <u>May 1, 2003</u>
8:30 – 9:15 Policy Committee      404H				
10:30 – 6:00  SESSION	10:30 – 6:00  SESSION	10:30 – 6:00  SESSION	10:30 – 6:00  SESSION	10:30 – Sine Die  SESSION

## IMPORTANT LEGISLATIVE DATES

### 2003

January 6-10	Interim Committee and Subcommittee Meeting Notice Deadline – December 27	<i>[Rule 7.12] No later than 7 days before the Friday preceding the week of the meeting</i>
January 13-17	Interim Committee and Subcommittee Meeting Notice Deadline – January 3	<i>[Rule 7.12] No later than 7 days before the Friday preceding the week of the meeting</i>
January 20-24	Interim Committee and Subcommittee Meeting Notice Deadline – January 10	<i>[Rule 7.12] No later than 7 days before the Friday preceding the week of the meeting</i>
February 3-7	Interim Committee and Subcommittee Meeting Notice Deadline – January 24	<i>[Rule 7.12] No later than 7 days before the Friday preceding the week of the meeting</i>
February 10-14	Interim Committee and Subcommittee Meeting Notice Deadline – January 31	<i>[Rule 7.12] No later than 7 days before the Friday preceding the week of the meeting</i>
February 17-21	Interim Committee and Subcommittee Meeting Notice Deadline – February 7	<i>[Rule 7.12] No later than 7 days before the Friday preceding the week of the meeting</i>
March 4	<b>First Day of Session 2003</b> [81 <sup>st</sup> House since Statehood: 105 <sup>th</sup> Regular Session since Statehood; 18 <sup>th</sup> House since 1968 Constitutional Revision]	<i>1<sup>st</sup> Day [Art. III, s. 3(b), Const.]</i>
March 4	Filing deadline for general bills, local bills originating in the House, joint resolutions, concurrent resolutions (except one relating to extension of a session or legislative organization or procedures), or memorials originating in the House (12 noon)	<i>1<sup>st</sup> Day [Rule 5.2(a)]</i>
April 13	Bill(s) may no longer be retained for purpose of reconsideration	<i>41<sup>st</sup> Day [Rule 7.13(b)]</i>
April 17	Last day for committees and subcommittees to meet after giving 2 days (excluding Saturday and Sunday) notice on bills (at least 1 day notice thereafter)	<i>45<sup>th</sup> Day [Rule 7.10(a)]</i>
April 17	Last day on which committee or subcommittee amendments shall be filed by 5:00 p.m., 1 day (excluding Saturday and Sunday) in advance of committee or subcommittee meeting by nonappointed members (2 hours thereafter)	<i>45<sup>th</sup> Day [Rule 7.22(c)]</i>
April 19	All bills transmitted to the Senate forthwith	<i>Last 14 Days [Rule 11.7(b)]</i>
<b>May 2</b>	<b>Last day of Regular Session, if Legislature completes work in 60 days</b>	

Assistive Listening Devices (ALDs) are provided in all House of Representatives meeting facilities. Persons with hearing disabilities may call the Property & Inventory Division of the Sergeant at Arms Office, 488-0235, for an auxiliary transmitting device if one is needed.

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## DAILY ORDER OF BUSINESS

1. Call to Order
2. Prayer
3. Roll Call
4. Pledge of Allegiance
5. Correction of the *Journal*
6. Communications
7. Messages from the Senate
8. Reports of Standing Committees
9. Reports of Select Committees
10. Motions Relating to Committee References
11. Matters on Reconsideration
12. Bills and Joint Resolutions on Third Reading

## BILLS AND JOINT RESOLUTIONS ON THIRD READING

**CS/SB 354 by Appropriations, Carlton, Lynn** (Compare H 1745)

**Bright Futures Scholarship Program;** abolishes Florida Bright Futures Scholarship Testing Program. Repeals 1009.539.

Read second time April 24

**HB 279 by Cretul, Baxley, Troutman** (Similar CS/S 1044)

**Water Resources;** Requires certain local governments to be notified of applications for consumptive use permits by electronic mail; requires permits to include certain language. Effective Date: This act shall take effect upon becoming a law

Read second time April 25

**HB 319 by Mealor, Kilmer** (Compare CS/CS/S 1520, H 0619, H 1745, H 1831, H 1881, CS/CS/S 1006, S 1772, S 2136, S 1370)

**State Universities;** Establishes the Board of Governors; provides membership and terms of office; revises membership of university boards of trustees and terms of office; creates the Florida Uniform Management of Institutional Funds Act; provides for expenditure of endowment funds by a governing board; provides investment authority and delegation of investment management; revises provisions relating to use of certain proceeds. Effective Date: Except as otherwise provided herein, this act shall take effect July 1, 2003

Read second time and amended April 25; Review period ends on 4/29/2003

**CS/SB 162 by Education, Wise, Fasano** (Similar H 0553)

**American Sign Language;** provides legislative findings & purpose; allows foreign-language credits for instruction in American Sign Language; requires notice of limitations; provides duties of Commissioner of Education & State Board of Education; provides for task force & prescribes its duties; requires teachers of American Sign Language to be licensed by specified date; provides plan for postsecondary institutions.

Read second time and amended April 25; Review period ends on 4/29/2003

**HB 707 by Planas, Altman, Baxley, Bullard, Cantens, Hogan, Llorente, Murzin, Rivera, Sansom** (Similar CS/S 2072)

**Homicide of an Unborn Quick Child;** Defines the term "unborn quick child"; includes the death of an unborn quick child under DUI manslaughter; makes the killing of an unborn quick child rather than the killing of a viable fetus a "vehicular homicide"; deletes a provision describing the viability of a fetus; provides that killing an unborn quick child by injury to the mother which would be murder in any degree if it resulted in the death of the mother is murder in the same degree; provides penalties; provides that the unlawful killing of an unborn quick child by injury to the mother which would be manslaughter if it resulted in the death of the mother is manslaughter; provides penalties; provides that the death of the mother does not bar prosecution under specified circumstances; provides that the section does not authorize prosecution of a person in connection with a termination of pregnancy; amends the Criminal Punishment Code offense severity ranking chart to conform to the act. Effective Date: This act shall take effect October 1, 2003, and shall apply to offenses committed on or after that date

Read second time and amended April 25; Review period ends on 4/29/2003

#### **HB 829 by Galvano, Reagan**

**Manatee County Port Authority;** Codifies, reenacts, amends, and repeals special acts related to the Port Authority; provides a charter; provides for formation as a dependent special district; provides for the operation of the port authority; provides for powers, functions, and duties. Effective Date: This act shall take effect upon becoming a law

Read second time and amended April 25; Review period ends on 4/29/2003

#### **HB 1527 by Gibson, H., Baxley, Cantens, Domino, Greenstein, Jennings, Justice, Roberson, Vana** (Similar CS/S 1116, Compare CS/S 2750)

**Health Care Regulation;** Creates the Florida Alzheimer's Training Act; prescribes training standards for new employees of home health agencies, adult day care centers, and hospices who provide care for persons who have Alzheimer's disease or related disorders; specifies duties of the Department of Elderly Affairs with respect to approval of training and trainers; authorizes the department to adopt rules; encourages postsecondary educational institutions to include basic training about Alzheimer's disease and related disorders in their curriculum for students in the health professions. Effective Date: This act shall take effect July 1, 2003

Read second time and amended April 25; Review period ends on 4/29/2003

#### **HB 1551 by Anderson, Russell** (Similar S 1220, Compare S 1634)

**Sale of Real Property;** Revises requirements for disclosures that must be provided to prospective purchasers; provides for cancellation of contracts after entering into such contracts; specifies voidability of contracts. Effective Date: This act shall take effect October 1, 2003

Read second time and amended April 25; Review period ends on 4/29/2003

#### **HB 1801 by Transportation, Russell** (Similar S 1616)

**Seaport Security Standards;** Authorizes the Department of Law Enforcement to exempt seaports meeting certain conditions from specified seaport security requirements; requires periodic review of exemptions. Effective Date: This act shall take effect upon becoming a law

Read second time and amended April 25; Review period ends on 4/29/2003

#### **HB 1755 by Judiciary, Kottkamp, Zapata** (Similar S 1286)

**Construction Defects;** Provides procedures, requirements, and limitations for homeowners, contractors, subcontractors, and design professionals in notification, inspection, and correction of construction defects in new and remodeling home construction projects. Effective Date: This act shall take effect upon becoming a law

Read second time and amended April 25; Review period ends on 4/29/2003

#### **HB 1307 by Mayfield, Murzin, Zapata** (Similar CS/CS/S 1450)

**Emergency Communications;** Defines the terms "active prepaid wireless telephone," "mobile telephone number," "prepaid wireless telephone service," and "sufficient positive balance" for purposes of wireless emergency communications; revises authority of the board; prescribes additional duties of the board of directors of the Wireless 911 Board with respect to 911 and E911 systems; revises procedures for securing accounting services; prescribing a method of collecting the wireless E911 fee in instances in which the wireless telephone service to which the surcharge applies is prepaid; exempts colocated facilities from specified land development regulations under described circumstances; provides for certification to local governments of compliance with federal regulations; provides for local government approval of applications for permits for new or colocated wireless communications facilities; provides procedures and timeframes; provides for waiver of timeframes; specifies permitted use and activity for additional facilities; provides for the Department of Management Services and the Department of Transportation to negotiate leases of state-owned property for wireless telecommunications facilities; authorizes said departments to adopt rules; provides for report to the board and the county of delays in locating facilities; provides for a subcommittee to make recommendations to the board and identified local governments regarding compliance with federal Phase II E911 service requirements; provides for report of such recommendations to the Governor and the Legislature; authorizes disbursements from the Wireless Emergency Telephone System Fund for activities of the board of directors of the Wireless 911 Board; provides definitions; requires new private branch exchange telephone systems to have automatic location identification capabilities. Effective Date: This act shall take effect July 1, 2003

Read second time and amended April 25; Review period ends on 4/29/2003

#### **HB 823 by Peterman** (Similar S 2872)

**The Pinellas County School Board;** Provides for the conversion from the districtwide election of all school board members to the election of four school board members from single-member districts and three school board members from at-large districts; provides guidelines for implementation. Effective Date: This act shall take effect upon becoming a law

Read second time and amended April 25; Review period ends on 4/29/2003

#### **SB 460 by Health, Aging, and Long-Term Care, Pruitt, Klein** (Identical H 0865)

**Certificate-of-Need/Heart Surgery;** provides exemption from certificate-of-need requirements for certain open-heart-surgery programs; provides criteria for qualifying for exemption; requires AHCA to report to Legislature. Amends 408.036.

Read second time April 28

#### **HB 165 by Mack, Carassas, Green, Greenstein** (Similar CS/S 1978, Compare H 0695, S 0592)

**Homeowners' Associations;** Redefines the term "mortgage" to include liens created pursuant to certain homeowners associations; authorizes a condominium or cooperative association to provide certain information not required to be disclosed to prospective purchasers or lienholders under certain circumstances; revises language with respect to condominium

bylaws to allow the use of limited proxies for votes taken to waive certain financial reporting requirements; changes insurance requirements for condominium associations and condominium owners; prohibits the requiring of retrofitting for enhanced fire protection systems under certain circumstances, including notice to unit owners; provides that certain actions with respect to the obligations of a condominium or cooperative unit owner shall not be deemed actions for specific performance; provides that corporations not for profit that operate residential homeowners associations shall be governed by the provisions of chapter 617, Florida Statutes. Effective Date: This act shall take effect upon becoming a law

Read second time April 28

**HB 1149 by Davis, D., Allen, Detert** (Linked H 1167, Identical CS/CS/S 1756, Compare CS/S 1758)

**Economic Development;** Expands applicability of the definition of the term "entertainment industry"; creates a program under which persons producing, or providing services for the production of, filmed entertainment are eligible for state financial incentives for activities in or relocated to this state; prescribes powers and duties of the Office of Tourism, Trade, and Economic Development and the Office of Film and Entertainment with respect to the program. Effective Date: This act shall take effect July 1, 2003

Read second time April 28

**CS/SB 2378 by Military and Veterans' Affairs, Base Protection, and Spaceports, Fasano** (Identical H 1241)

**Veterans' Affairs;** provides preference eligibility to veterans who served in campaign or expedition for which campaign badge has been authorized; excludes active duty for training from criteria for eligibility for veterans' appointment & retention preference; authorizes automatic adjustment in contributions to support resident whenever there is increase in benefit amounts payable under Title II of Social Security Act, etc. Amends 1.01, 295.07, .182, 296.10.

Read second time April 28

**HB 1363 by Paul, Bense** (Similar CS/CS/S 1312, Compare H 0867, S 1722, H 1069, H 1459, H 1365, CS/S 2316)

**Phosphate Mining;** Revises the distribution of the excise tax on the severance of phosphate rock; sets the tax rate for specified periods; revises provisions with respect to application of the tax to the total production of the producer; revises dates with respect to calculation of the base rate adjustment for phosphate rock; sets a minimum base-rate limit; provides for review of the distribution of the tax by a specified date; revises conditions under which wetlands reclamation activities for phosphate and heavy minerals mining are considered appropriate mitigation under pt. IV of ch. 373, F.S.; requires the Department of Environmental Protection to study cumulative impacts of changes in landform and hydrology in the Peace River Basin; provides study requirements; requires the department to prepare and adopt a resource management plan for the Peace River Basin; provides plan requirements; provides for submission of the plan by a specified date; authorizes the department to use specified funds from the Nonmandatory Land Reclamation Trust Fund to prepare the study and plan; authorizes the department to establish a technical advisory committee for specified purposes; requires the Department of Environmental Protection to amend the master reclamation plan that provides guidelines for the reclamation of specified lands mined or disturbed by the

severance of phosphate rock and not subject to mandatory reclamation; provides additional criteria to be included in the amended master reclamation plan; clarifies provisions with respect to legislative intent to provide economic incentives for reclamation or acquisition of nonmandatory lands; revises provisions relating to the use of funds in the Nonmandatory Land Reclamation Trust Fund; deletes obsolete provisions; deletes provisions relating to the deposit and use of funds derived from registration fees under the phosphogypsum management program; revises the date after which the Department of Environmental Protection may not accept applications for nonmandatory land reclamation programs; eliminates requirements with respect to a specified report of the Bureau of Mine Reclamation; authorizes the department to petition the State Board of Administration for the issuance of bonds; sets a limit on the total amount of such bonds; provides for use of revenues derived from such bonds; authorizes specified entities to form a nonprofit corporation the purpose of which includes creating plans for and assisting in the development of recreational opportunities on lands mined for phosphate; provides composition, organization, and responsibilities of the corporation; requires a report; provides for dissolution of the corporation; provides for reversion of funds and tangible assets of the corporation; requires the Florida Institute of Phosphate Research to conduct a specified bench and pilot scale study; provides an appropriation to fund the study; provides an additional reason for the granting of a variance from pt. III of ch. 378, F.S., relating to phosphate land reclamation; creates the "Environmental Good Samaritan Act"; provides immunity from civil liability for specified persons and entities in the event of a declared actual or impending environmental emergency; provides applicability; provides civil remedy to the Department of Environmental Protection in the event that an owner or operator fails to abate a release or threatened release of any hazardous substance, pollutant, or contaminant, or abate an imminent danger to the environment or to public health, and the department expends a specified amount on such abatement; provides procedure and requirements with respect thereto; provides a third degree felony penalty for willfully, knowingly, or with reckless indifference or gross carelessness making specified distributions prior to correction of noncompliance with departmental rules requiring demonstration of financial responsibility with respect to closure of a phosphogypsum stack or stack system; provides a specified fine and term of imprisonment; provides that the failure of an owner or operator of a phosphogypsum stack system to comply with department rules requiring demonstration of financial responsibility with respect to closure may be considered by the department as evidence that a phosphogypsum stack poses an imminent hazard for purposes of initiating actions to abate or reduce the hazard; deletes provisions that provide for the refund of specified fee payments to the owner of a closed phosphogypsum stack; requires the Department of Environmental Protection, by a specified date, to initiate rulemaking to require that phosphogypsum stack system operation plans be amended to add an interim stack system management plan; provides plan requirements; requires the department, by a specified date, to initiate rulemaking to require that general plans and schedules for the closure of phosphogypsum stack systems include specified components; requires the department to revise specified administrative Effective Date: Except as otherwise provided herein, this act shall take effect upon becoming a law

Read second time April 28

**HB 1373 by Reagan, Clarke, Murzin** (Compare CS/CS/S 2658)

**Transportation Administration;** Provides for government acquisition of roads; provides procedures to contest such acquisition; allows local governmental entities to require prequalification of contractors for described transportation facilities construction; provides a condition for ineligibility; provides a presumption of eligibility for contractors prequalified by the Department of Transportation; provides for an appeal

process to overcome that presumption; requires publication of prequalification criteria and procedures prior to advertisement or notice of solicitation; requires a public hearing; requires a process for appeal; revises definitions; revises duties of the Department of Transportation; requires the department to establish requirements for airport site approval, licensure, and registration; requires the department to establish and maintain a state aviation facility data system; revises provisions for airport site approval; revises provisions for airport licensing; provides for a private airport registration process; specifies requirements for such licensing and registration; deletes airport license fees; provides for expiration and revocation of such license or registration; revises provisions for exemption from such registration and licensing requirements; exempts described areas and facilities from such requirements; provides described private airports the option to be inspected and licensed by the department; revises provisions for airport zoning protection for public-use airports; extends time period of the department's authorization to fund security-related airport projects; provides that local government regulations shall not apply to transportation facilities on the State Highway System; provides for the department to enter into agreements with other governmental entities to acquire right-of-way; deletes project criteria for such agreements; revises timeframe for department to act on an application for qualification as a contractor; adds testing services to those activities that specified contractors may not qualify to perform; revises basis for determining incentive payments to contractors; deletes limitation on such payments; allows the department under described circumstances to enter into permit-delegation agreements with other governmental entities for issuance of permit to use rights-of-way; deletes an incorrect reference; designates Cesar Calas Way and Firpo Garcia Way in Miami-Dade County; designates Private Robert M. McTureous, Jr., U.S.M.C., Medal of Honor Memorial Highway in Lake County; directs the Department of Transportation to erect suitable markers; repeals s. 83 of ch. 2002-20, Laws of Florida, relating to aid and contributions by governmental entities for department projects. Effective Date: Except as otherwise provided herein, this act shall take effect upon becoming a law

Read second time April 28

**HB 1743 by Public Safety & Crime Prevention, Barreiro, Bullard** (Similar S 2000)

**Juvenile Proceedings;** Creates a juvenile speedy trial provision requiring that the juvenile be brought to an adjudicatory hearing within 90 days after the date the juvenile was taken into custody or the date the summons is served, whichever is earlier; repeals Rule 8.090, Rules of Juvenile Procedure, to the extent inconsistent with the statutory speedy trial provision. Effective Date: This act shall take effect upon becoming a law, provided that the repeal of Rule 8.090, Florida Rules of Juvenile Procedure, shall be effective only if this act is enacted by two-thirds vote of the membership of each house of the Legislature

Read second time April 28

**SB 1862 by Diaz de la Portilla** (Similar H 1767, H 1797)

**Community Development Districts;** provides for such districts to collect ground rent from owners of long-term ground leases with governmental entities; authorizes contracts between district & county tax collector for collection of such ground rent. Amends 190.011.

Read second time April 28

**HB 1905 by State Administration, Mack** (Linked H 1713)

**Public Records and Public Meetings Exemption for the Health Care Professional Liability Insurance Facility;**

Creates exemptions from public records requirements for underwriting files, open claims files, records obtained or generated by an internal auditor for a specified time, licensed proprietary information made confidential by contract, employee assistance program records, information relating to negotiations for financing, reinsurance, or contractual services for a specified time, minutes of closed meetings regarding confidential and exempt underwriting files, and minutes of closed meetings regarding confidential and exempt claims files for a specified time, held by the facility; creates an exemption from public meetings requirements for Health Care Professional Liability Insurance Facility meetings during which confidential and exempt underwriting files or confidential and exempt claims files are discussed; provides requirements regarding such closed meetings and records thereof; provides for future review and repeal; provides a statement of public necessity; provides a contingent effective date. Effective Date: This act shall take effect July 1, 2003, if HB 1713 or similar legislation is adopted in the same legislative session or an extension thereof and becomes law

Read second time April 28

**HB 1917 by Judiciary, Kottkamp** (Compare H 1749, S 2700)

**Statutes of Limitation;** Clarifies that the statute of limitations for actions for fraud include actions founded on constructive fraud; provides that such amendments are remedial in nature and have retroactive effect. Effective Date: This act shall take effect upon becoming a law

Read second time April 28

**SB 1958 by Transportation, Bullard**

**Road Designations;** designates Steven Cranman Boulevard, Ethel Beckford Boulevard, Phicol Williams Boulevard, Arthur Mays Boulevard, & Judge Steve Levine Boulevard in Miami-Dade Co.; directs DOT to erect suitable markers; designates "Toussaint L'Ouverture Boulevard" in Miami-Dade Co.; designates Darce Taylor Crist Highway in New Port Richey.

Read second time April 28

**HB 439 by Rich, Bendross-Mindingall, Bilirakis, Bullard, Cusack, Davis, M., Gannon, Gibson, A., Gottlieb, Henriquez, Joyner, Kosmas, Murman, Roberson, Seiler, Wiles** (Similar CS/S 1974)

**Guardians Ad Litem;** Creates the Statewide Guardian Ad Litem Office within the Justice Administrative Commission; provides for appointment of an executive director; provides oversight responsibility for local guardian ad litem and attorney ad litem programs; provides for transfer of the attorney ad litem pilot program and the funds and positions associated with the Guardian Ad Litem Program to the Statewide Guardian Ad Litem Office. Effective Date: This act shall take effect July 1, 2003

Read second time April 28

**HB 57 by Gannon, Baxley, Bullard, Davis, M., Garcia, Gibson, H., Harper, Machek, Richardson, Sansom** (Similar H 1309, H 0051, CS/S 1588)

**Drug Abuse Prevention and Control;** Prohibits the sale, manufacture, or delivery of controlled substances, or possession

of controlled substances with intent to sell, manufacture, or deliver, within 1,000 feet of certain educational institutions, described housing facilities, and any state, county, or municipal park or publicly owned recreational facility or community center; ranks such offenses on the offense severity ranking chart of the Criminal Punishment Code. Effective Date: This act shall take effect October 1, 2003

Read second time April 28

#### **HB 85 by Needelman, Baxley, Bullard** (Similar S 2718)

**Law Enforcement;** Creates the Law Enforcement Agency Consolidation Task Force; provides for a report addressing the effects of consolidation of all sworn law enforcement positions in the state. Effective Date: This act shall take effect upon becoming a law

Read second time April 28

#### **HB 325 by Bean** (Similar S 1654, Compare H 0049, H 0251, S 0192, S 1408, CS/CS/S 1434)

**Public Libraries;** Revises provisions relating to public library construction grants; provides for waiver of local matching requirement under certain circumstances; authorizes the Division of Library and Information Services to administer certain funds; provides for eligibility for grant funding; provides for the adoption of rules; provides for effect contingent upon certain appropriations; revises provisions relating to confidentiality of public library registration and circulation records to authorize disclosure of information to the parent or guardian of a library patron under age 16, for the purpose of collecting fines or recovering overdue books or other materials. Effective Date: This act shall take effect upon becoming a law

Read second time April 28; Review period ends on 4/30/2003

#### **HB 475 by Murman, Allen, Attkisson, Brandenburg, Bucher, Bullard, Davis, D., Davis, M., Gannon, Garcia, Harper, Hasner, Hogan, Rich, Zapata** (Similar S 1454, H 1923, Compare S 0670, CS/S 2054, H 1391, CS/CS/S 1556, CS/CS/S 1740, CS/S 1996, CS/S 2568)

**Human Services;** Provides for an educational loan forgiveness program for certain social service professionals; provides legislative intent that local government matching funds shall be used to the extent possible to match federal funding where state funding is inadequate to use such federal funding; requires agencies to create plans to utilize local matching funds; makes participation by local governments voluntary; provides payment of certain administrative costs incurred by lead community-based providers; provides access to reports and records in cases of child abuse or neglect to additional persons; authorizes the DCFS and specified law enforcement agencies to release information when a child is under investigation or supervision, without being subject to civil or criminal penalties; removes Tallahassee Community College as the sole contract provider for child welfare training academies; provides for development of core competencies; provides for advanced training; provides duties for the independent living services workgroup; requires reports; provides that property acquired on behalf of clients under the transition to independent living programs shall become the personal property of the clients and is not treated as state-owned tangible personal property; eliminates the timetable for total privatization of foster care and related services; provides for the continuation of privatization in counties with startup contracts; prohibits the transfer of further services to lead agencies prior to the completion of a readiness assessment; requires an independent review and assessment of the department's process for determining district and lead agency readiness; authorizes the DCFS to administer the refugee assistance program; provides for

custody determination and placement of unaccompanied refugee minors; provides for the filing of police reports for missing children in the county or municipality where the child was last seen; provides for an evaluation of child welfare legal services by the OPPAGA. Effective Date: This act shall take effect July 1, 2003

Read second time and amended April 28; Review period ends on 4/30/2003

#### **HB 723 by Llorente, Harrell, Planas, Rivera, Robaina, Zapata** (Compare H 1573, CS/S 1796, S 2020)

**Health Insurance;** Revises provisions of health insurance regulation of insurers, individual, group, and franchise insurance policies, managed care providers, and health maintenance organizations relating to: health flex plan coverage; limitations on binding arbitration requirements; payment of claims to nonnetwork providers; insurance contracts and annuity contracts; dependent children coverage requirements; carrier election requirements and procedures; home health care services reimbursement limitations; use of specific methodology for payment of claims provisions; the Employee Health Care Access Act; health insurance information reporting requirements and criteria; health maintenance organization coverage replacements compliance requirements; and extension of benefits upon termination. Effective Date: This act shall take effect upon becoming a law

Read second time and amended April 28; Review period ends on 4/30/2003

#### **HB 847 by Goodlette, Cantens, Gelber, Llorente, Roberson, Sobel, Zapata** (Similar H 0003, CS/S 2030)

**Violations of Citizens Right to Honest Government;** Authorizes the Office of Statewide Prosecution to prosecute violations of ch. 838, F.S.; increases penalties for bribery and unlawful compensation for official behavior; provides criminal penalties for official misconduct, criminal misuse of official position, disclosure or use of confidential criminal justice information, and bid tampering; provides definitions; provides status of confidential informants and confidential sources; provides a criminal penalty for perjury in an official proceeding by a public servant; expands the jurisdiction of the statewide grand jury to include violations of ch. 838, F.S. deletes specified felonies from and adds specified felonies to the Criminal Punishment Code offense severity ranking chart; repeals provisions relating to commercial bribe receiving, commercial bribery, and official misconduct. Effective Date: This act shall take effect October 1, 2003

Read second time and amended April 28; Review period ends on 4/30/2003

#### **HB 1721 by Bilirakis, Homan** (Similar CS/S 1824)

**Subdivision Property;** Increases a tax deed application fee; provides notification requirements to owners of property contiguous to property included in a tax certificate for unpaid taxes; requires notification of application for a tax deed; provides for a statement to accompany such notice; prohibits assessing taxes and special assessments against the common elements of a subdivision; requires property appraisers to prorate the value of taxes and special assessments against recreational facilities, easements, and other common elements of a subdivision and include such prorated value among the lots within the subdivision conveyed or intended to be conveyed into private ownership. Effective Date: This act shall take effect January 1, 2004

Read second time and amended April 28; Review period ends on 4/30/2003

**HB 1741 by Public Safety & Crime Prevention, Barreiro, Bullard** (Similar S 1900)

**Juvenile Sentencing;** Authorizes a judge to sentence a delinquent child to a specific commitment program or facility of the Department of Juvenile Justice. Effective Date: This act shall take effect upon becoming a law

Read second time and amended April 28; Review period ends on 4/30/2003

**HB 1745 by Education K-20, Kilmer** (Compare S 1798, S 1098, CS/S 0354, H 1831, CS/CS/S 1520, H 1475, H 0319)

**Higher Education Finance Policy;** Revises provisions relating to determination of resident status for tuition purposes; revises provisions relating to tuition, fees, and fines; authorizes a nonrefundable admissions deposit; revises provisions relating to the Florida Bright Futures Scholarship Program; provides for subsidies to postsecondary education institutions; revises initial and renewal eligibility criteria, provisions relating to the amount of scholarships, and the number of credit hours for which a scholarship may be received; authorizes cash payments; requires a plan regarding tuition and funding for excess credit hours taken by a student. Effective Date: This act shall take effect July 1, 2003

Read second time and amended April 28; Review period ends on 4/30/2003

**HB 1459 by Machek** (Similar CS/S 2316, Compare H 1069, CS/S 2758, CS/CS/S 1312, H 1363, H 1005)

**Water Supplies;** Provides for the development of a water conservation guidance manual by the Department of Environmental Protection; provides for purpose and contents of the manual and requirements with respect thereto; requires the Department of Environmental Protection to adopt the manual by rule by a specified date; provides program requirements for public water supply utilities that choose to design a comprehensive water conservation program based on the water conservation guidance manual; provides additional components of regional water supply plans; providing that a district water management plan may not be used as criteria for the review of permits for consumptive uses of water unless the plan or applicable portion thereof has been adopted by rule; provides construction; revises the criteria by which water supply development projects may receive priority consideration for funding assistance; provides for permitting and funding of a proposed alternative water supply project identified in the relevant approved regional water supply plan; encourages water management district governing boards to establish revolving loan trust funds for specified purposes; authorizes water management districts to require the use of reclaimed water in lieu of surface or groundwater when the use of uncommitted reclaimed water is environmentally, economically, and technically feasible; provides construction with respect to such authority; expands requirements of the 5-year water resource development work program for water management districts; authorizes the granting of a variance from pt. IV of ch. 378, F.S., the Resource Extraction Reclamation Act, under specified circumstances; provides an additional circumstance for which a variance may be granted or renewed; providing that a variance may be granted from the requirements of parts III or IV of chapter 378, or part IV of chapter 373, when a project provides an improvement in water availability in a basin and does not cause adverse impacts to water resources in the basin; authorizes the department to grant variances from the provisions of part IV of chapter 378 to accommodate reclamation that provides for water supply development or water resource development under specified circumstances; provides that the conclusions of a reuse feasibility study required of an applicant for a permit to construct or operate

a specified domestic wastewater treatment facility shall be given significant consideration in an analysis of the feasibility of providing reclaimed water for reuse under part II of chapter 373; authorizes the Department of Environmental Protection to make specified deposits for the purpose of enabling below-market interest rate loans for treatment of polluted water; eliminates certain restrictions on the issuance of bonds by the Florida Water Pollution Control Financing Corporation; deletes obsolete provisions; provides for a study of the feasibility of discharging reclaimed wastewater into canals and the aquifer system in a specified area as an environmentally acceptable means of accomplishing described objectives; requires reports. Effective Date: This act shall take effect upon becoming a law

Read second time and amended April 28; Review period ends on 4/30/2003

**HB 1911 by Public Safety & Crime Prevention, Barreiro** (Similar H 1429, CS/S 2350)

**Animal Fighting or Baiting;** Defines the term "animal fighting"; revises the elements of the crime of animal fighting or baiting; prohibits certain acts associated with animal fighting or baiting; authorizes the seizure, impoundment, and euthanasia of animals under certain conditions; provides penalties; revises provisions relating to the issuance of search warrants and grounds therefor when laws in relation to cruelty to animals have been or are being violated. Effective Date: This act shall take effect upon becoming a law

Read second time and amended April 28; Review period ends on 4/30/2003

**HB 1105 by Murman, Domino, Kendrick, Murzin** (Similar S 1252, Compare CS/S 2132, H 1931)

**Health Care Facilities;** Revises the definition of "tertiary health service" under the Health Facility and Services Development Act; provides for the level of funding for local health councils; revises provisions relating to health-care-related projects subject to review for a certificate of need; removes certain projects from expedited review and revises requirements for other projects subject to expedited review; removes the exemption from review for certain projects; revises requirements for certain projects that are exempt from review; exempts certain projects from review; increases fees of the certificate-of-need program; provides for approval of recommended orders of the Division of Administrative Hearings when the Agency for Health Care Administration fails to take action on an application for a certificate of need within a specified time period; revises the definition of "resident care plan"; deletes a provision authorizing the overcoming of agency action by a preponderance of the evidence; narrows the responsibilities for a nursing assistant to maintain medical records only for residents who are at high risk for malnutrition or dehydration as ordered by the resident's physician; revises the definition of "adverse incident" to eliminate certain events from the term; revising reporting requirements; revises the agency's authority to enter and inspect a nursing home based on final agency action that a facility has a deficiency cited; requires nursing assistants to meet certain inservice training requirements to maintain certification; revises requirements regarding rules, evaluation and deficiencies, and licensure status of nursing homes; allows nursing homes to convert beds to alternative uses as specified; provides restrictions on uses of funding under assisted-living Medicaid waivers; provides procedures; provides for the applicability of certain fire and life safety codes; provides applicability of certain laws; requires a nursing home to submit to the Agency for Health Care Administration a written request for permission to convert beds to alternative uses; provides conditions for disapproving such a request; provides for periodic review; provides for retention of nursing home licensure for converted beds; provides for reconversion of the beds; provides applicability of licensure fees; requires a report to the agency;



creates the Hospital Statutory and Regulatory Reform Council; provides legislative intent; provides for membership and duties of the council. Effective Date: This act shall take effect July 1, 2003

Read second time and amended April 28; Review period ends on 4/30/2003

#### **HB 427 by Gannon**

**Health Care District of Palm Beach County;** Codifies the district's special acts. Effective Date: This act shall take effect upon becoming a law

Read second time and amended April 28; Review period ends on 4/30/2003

#### **HB 1835 by State Administration, Llorente, Mack** (Compare H 0121, CS/CS/S 0686)

**Public Transit;** Revises the short title; revises definitions; redesignates the Tri-County Commuter Rail Authority as the South Florida Regional Transportation Authority; revises provisions relating to appointment of the governing board of the authority; revises powers and duties of the authority; authorizes the authority to expand its service area into counties contiguous to the service area of the authority upon consent of the board of county commissioners; provides for county funding for the authority. Effective Date: This act shall take effect July 1, 2003

Read second time and amended April 28; Review period ends on 4/30/2003

#### **HB 1277 by Kottkamp** (Similar CS/CS/S 1382)

**Contracting;** Clarifies that the prohibition on enforcement of construction contracts extends only to enforcement by the unlicensed contractor; clarifies the specific licensure status required and timing of licensure for purposes of determining the enforceability of a construction contract; clarifies the effect of an unenforceable contract on other contracts and obligations; clarifies that unlicensed contractors have no lien or bond rights; clarifies that sureties of unlicensed contractors have continuing bond obligations; revises provisions relating to liens for unlicensed contractors, subcontractors, or sub-subcontractors and to liens of persons not in privity, to conform; revises provisions for the scope of work that a licensed general contractor may perform; specifies conditions under which a person may perform specialty contracting services without obtaining a local professional license; revises license requirements for certain business organizations engaging in contracting; provides for retroactive application. Effective Date: This act shall take effect upon becoming a law

Read second time and amended April 25; Review period ends on 4/29/2003

#### **HB 1833 by Transportation, Jennings, Russell, Zapata**

**Airport Transportation Facilities;** Creates the "Secure Airports for Florida's Economy Act" or "SAFE Act"; creates the SAFE Council to recommend transportation facility projects to the Legislature; provides for membership, organization, and staff support; provides for a master plan of goals and objectives and specific project recommendations; provides for annual plan updates and submission of plan; provides for project review by the Department of Transportation, the Department of Community Affairs, and the Office of Tourism, Trade, and Economic Development; provides criteria for such reviews; provides for costs and expenditure of described funds; provides for joint participation agreements to be executed by the airport and the

Department of Transportation for projects; requires monitoring. Effective Date: This act shall take effect upon becoming a law

Read second time and amended April 28; Review Period ends on 4/30/2003

#### **HB 953 by Roberson, Brutus, Bullard, Gannon, Gottlieb, Holloway, Homan, Jennings, Machek, Murman, Rivera, Robaina, Sansom, Troutman, Vana, Zapata** (Similar CS/CS/S 1626)

**Weight-loss Pills;** Prohibits the sale, gift, or other delivery of nonprescription weight-loss pills, as defined, to minors; requires establishments selling such pills at retail to post notice that such sale to minors is unlawful; provides that it is a defense to a charge of unlawful sale or other delivery that the buyer or recipient produced identification indicating that he or she was of age and his or her appearance was such that one could reasonably believe that he or she was 18 or older; provides penalties. Effective Date: This act shall take effect July 1, 2003

Read second time and amended April 28; Review period ends on 4/30/2003

#### **HB 1573 by Farkas** (Compare H 0723, H 1657, CS/S 1796, S 2020)

**Health Insurance;** Revises various health insurance provisions relating to electronic availability of information, estimates of prospective charges, exemptions from laws restricting or limiting coinsurance, copayments, or annual or lifetime maximum payments, optional coverage for speech, language, swallowing, and hearing disorders, surcharges or premium charges for creditable coverage earned in other states, continuation of coverage under group health plans, enrollment period criteria for health benefit plans, employee health benefit plan information, compliance requirements for health maintenance organizations, extension of benefits under group health maintenance contracts, limiting terms of coverage, and participation eligibility. Effective Date: This act shall take effect upon becoming a law

Read second time and amended April 28; Review period ends on 4/30/2003

#### **HB 1837 by Insurance, Allen, Berfield, Clarke, Detert, Harrell** (Compare S 1946, S 2282, H 1247, H 0163, H 1409, H 1539, H 1655, H 0927, H 1179, CS/CS/S 1132)

**Workers' Compensation;** Revises authorization to claim exemptions and requirements relating to submitting notice of election of exemption; specifies effect of exemption; revises provisions relating to failure to secure compensation; provides that a corporate officer electing to be exempt may not receive benefits; revises provisions relating to compensation for subsequent injuries; provides definitions; revises provisions relating to drug testing; specifies effect of criminal acts; creates provides for compensability of mental and nervous injuries; revises provisions relating to contractors and subcontractors with regard to liability for compensation; requires subcontractors to provide evidence of workers' compensation coverage or proof of exemption to a contractor; deletes provisions relating to independent contractors; revises requirements relating to workplace safety programs; provides conditions for applying for building permits; increases criminal penalties for certain violations; increases criminal penalty for false reports; provides additional powers to the Department of Financial Services relating to compliance and enforcement; provides a definition; provides penalties; provides exclusiveness of liability; revises provisions relating to employer and safety consultant immunity from liability; provides for practice parameters; revises provisions relating to provider reimbursement; requires revision of specified reimbursement schedules; provides for release of information;

provides additional criteria for independent medical examinations; revises provisions relating to managed care arrangements; revises a definition; revises provisions relating to calculation of average weekly wage for injured employees; provides additional limitations on compensation for permanent total disability; provides a definition; specifies impairment benefits and provides for partial reduction; specifies compensability of occupational disease; increases the limits on the amount of certain benefits paid as compensation for death; specifies duty of employer upon receipt of notice of injury or death; increases penalties for noncompliance; revises procedure for resolving benefit disputes; requires a petition for benefits to include all claims which are ripe, due, and owing; provides that the Chief Judge, rather than the Deputy Chief Judge, shall refer petitions for benefits; provides alternative dispute resolution; revises provisions relating to timely payment of compensation and medical bills and penalties for late payment; revises procedures for mediation and hearings; revises provisions relating to the award of attorney's fees; provides requirement for employers with coverage provided by

insurers from outside the state; provides criminal penalty for unlawful applications; revises provision relating to notice of cancellation of coverage; provides for examinations and audits; revises delinquency and collection fee for late payment of premium installments; requires participation in safety programs; provides for an additional subplan within the joint underwriting plan for workers' compensation insurance; provides for rates, surcharges, and assessments; limits assessment powers; revises the offense severity ranking chart to reflect changes in penalties under the act; requires a report to the Legislature from the Department of Financial Services regarding provisions of law relating to enforcement; repeals provisions relating to procedure for resolving maximum medical improvement or permanent impairment disputes. Effective Date: Except as otherwise provided herein, this act shall take effect October 1, 2003

Read second time and amended April 28; Review period ends on 4/30/2003

### 13. Special Orders

## SPECIAL ORDER CALENDAR FOR TUESDAY, APRIL 29, 2003

**HB 189 by Slosberg, Bullard, Homan** (Compare S 1456, CS/CS/S 0052, H 0633)

**Driving Privilege;** Provides additional charges for certain traffic violations; provides for distribution of moneys collected; provides for distribution of funds to MADD Florida, DHSMV, the Biomedical Research Trust Fund, and the Johnnie Bryars Byrd, Sr., Trust Fund for Alzheimer's Research; provides additional fee for reinstatement of suspended driving privilege. Effective Date: This act shall take effect October 1, 2003

Subcommittee on Highway Safety: Favorable; Transportation: Favorable With Committee Substitute; Public Safety & Crime Prevention: Favorable With Committee Substitute; Finance & Tax: Favorable With Committee Substitute; Closed to amendments on 4/29/2003

**HB 983 by Mahon** (Linked H 0835, Similar CS/S 2526, Compare S 2456, H 0011)

**Public Records Exemption for Putative Father Registry;** Creates an exemption from public records requirements for information contained in the Florida Putative Father Registry maintained by the Office of Vital Statistics within the Department of Health; provide for exceptions to the exemption; provides that the database is confidential and exempt; provides for future legislative review and repeal; provides a finding of public necessity; provides a contingent effective date. Effective Date: This act shall take effect on the same date that HB 835 or similar legislation takes effect if such legislation is adopted in the same legislative session or an extension thereof and becomes law

Judiciary: Favorable With Committee Substitute; State Administration: Favorable With Committee Substitute; Closed to amendments on 4/23/2003

**CS/SB 2526 by Judiciary, Campbell** (Linked S 2456, Similar H 0011, H 0983, Compare H 0835)

**Putative Father Registry/Pub. Rec.;** creates exemption from public-records requirements for information contained in Florida Putative Father Registry maintained by Vital Statistics Office

within Health Dept.; provides for exceptions to exemption; provides that database is confidential & exempt from public disclosure; provides for future legislative review & repeal; provides findings of public necessity. Creates 63.541.

Calendar without reference; Closed to amendments 5/1/2003

**HB 1915 by Public Safety & Crime Prevention, Barreiro** (Similar CS/S 2366)

**Abuse of Children;** Provides a definition for the term "maliciously" for purposes of aggravated child abuse. Effective Date: This act shall take effect upon becoming a law

Calendar without reference; Closed to amendments on 4/25/2003

**HB 1919 by Public Safety & Crime Prevention, Barreiro** (Similar S 2488)

**Mutual Aid Agreements;** Revises the types of agreements which constitute mutual aid agreements for purposes of pt. I of ch. 23, F.S., the "Florida Mutual Aid Act"; defines "law enforcement agency" for purposes of the act; revises the persons or entities authorized to enter into a mutual aid agreement. Effective Date: This act shall take effect upon becoming a law

Calendar without reference; Closed to amendments on 4/25/2003

⌈  
**HB 89 by Johnson, Allen, Attkisson, Baxley, Cantens, Sansom** (Similar S 2082)

**Disposition of Fetal Remains;** Provides requirements to provide notification of options available to the mother for the disposition of fetal remains following a spontaneous fetal demise when the fetus is in the possession of a health care practitioner or a health care facility; providing for notification; directs the Department of Health to develop certain forms. Effective Date: This act shall take effect upon becoming a law

Subcommittee on Health Standards: Favorable With 1 Amendment; Health Care: Favorable With Committee Substitute; Subcommittee on Health Appropriations: Favorable; Closed to amendments on 4/24/2003

**SB 2082 by Webster, Cowin, Campbell** (Similar H 0089)

**Saboor Grieving Parents Act;** provides that where health practitioner has custody of fetal remains following spontaneous fetal demise, health practitioner must notify mother of her option of burial or cremation of fetal remains; provides that where facility has custody of fetal remains following spontaneous fetal demise, facility must notify mother of her option of burial or cremation of fetal remains, as well as procedures pertaining thereto, etc. creates 383.33625.

Calendar without reference; Closed to amendments on 4/24/2003

**HB 95 by Negron** (Identical S 0214)

**Hernando County;** Provides a \$500,000 appropriation to compensate John W. Martz for injuries and damages sustained as a result of the negligence of Hernando County. Effective Date: This act shall take effect upon becoming a law

Subcommittee on Claims: Favorable; Judiciary: Favorable; Closed to amendments on 4/29/2003

**HB 143 by Sorensen** (Identical S 2890)

**Monroe County Florida Keys Aqueduct Authority;** Exempts the Florida Keys Aqueduct Authority of Monroe County from the provisions of the Administrative Procedure Act, Chapter 120, Florida Statutes. Effective Date: This act shall take effect upon becoming a law

State Administration: Favorable; Local Government & Veterans' Affairs: Favorable; Judiciary: Favorable; Closed to amendments on 4/29/2003

**HB 185 by Sorensen** (Identical S 2884)

**Key Largo Wastewater Treatment District; Monroe County;** Removes district from requirements of the Administrative Procedures Act. Effective Date: This act shall take effect upon becoming a law

State Administration: Favorable; Local Government & Veterans' Affairs: Favorable; Judiciary: Favorable; Closed to amendments on 4/29/2003

**HB 237 by Prieguez, Zapata** (Similar CS/S 1842)

**Municipal Parking Facility Space Surcharges;** Authorizes municipalities to impose and collect a surcharge on parking facility space sale, lease, or rental charges; requires referendum approval; provides for a maximum surcharge rate, with an exception; specifies uses and limits of surcharge proceeds; provides for local administration of the surcharge. Effective Date: This act shall take effect upon becoming a law

Local Government & Veterans' Affairs: Favorable With Committee Substitute; Transportation: Favorable With Committee Substitute; Finance & Tax: Favorable With Committee Substitute; Subcommittee on Commerce & Local Affairs Appropriations: Favorable With 2 Amendments; Appropriations: Favorable With Committee Substitute; Closed to amendments on 4/28/2003

⌈  
**HB 289 by Cretul, Benson, Clarke, Harrell** (Similar S 0530)

**Anatomical Gifts;** Creates the "Nick Oelrich Gift of Life Act"; prohibits modifying a donor's intent relating to such a gift; authorizes specified persons to furnish a donor's medical records upon request; revises procedures by which the terms of an anatomical gift may be amended or the gift may be revoked. Effective Date: This act shall take effect July 1, 2003

Health Care: Favorable With Committee Substitute; Judiciary: Favorable With Committee Substitute; Closed to amendments on 4/28/2003

**SB 530 by Smith** (Similar H 0289)

**Nick Oelrich Gift of Life Act;** creates said act; amends provision re anatomical gifts to prohibit modification of donor's intent; provides that donor document is legally binding; authorizes specified persons to furnish donor's medical records upon request; revises procedures by which terms of anatomical gift may be amended or gift may be revoked. Amends 765.512, 516.

Calendar without reference; Closed to amendments on 4/28/2003

⌈  
**HB 339 by Bowen, Allen, Antone, Bullard, Evers, Kendrick, Machek, Poppell, Rivera, Spratt, Stansel, Troutman, Zapata** (Linked H 1061, Identical S 1218, Compare CS/CS/S 1230)

**Food Safety;** Creates the Florida Food Safety and Food Security Advisory Council as a forum for evaluation of food safety and food security issues; requires reporting of findings and recommendations; provides appropriations. Effective Date: This act shall take effect July 1, 2003

Agriculture: Favorable With Committee Substitute; Subcommittee on Agriculture & Environment Appropriations: Favorable With 2 Amendments; Appropriations: Favorable With Committee Substitute; Closed to amendments on 4/29/2003

**SB 1218 by Agriculture, Argenziano, Bennett, Bullard**  
(Identical H 0339)

**Food Safety & Security;** creates Florida Food Safety & Food Security Advisory Council as forum for evaluation of food safety & food security issues; provides membership; requires reporting of findings & recommendations; provides for review of certain data. Creates 500.033.

Calendar without reference; Closed to amendments on 4/30/2003

**HB 387 by Ambler, Homan, Littlefield, Zapata** (Compare CS/CS/S 2216)

**Public Records and Public Meetings Exemptions;** Expands the public records exemption for proprietary confidential business information owned or controlled by the H. Lee Moffitt Cancer Center and Research Institute to include information relating to methods of manufacture or production, potential trade secrets, potentially patentable material, and proprietary information received, generated, ascertained, or discovered during the course of research, and business transactions resulting from such research; expands the public records exemption to include information received from this or another state or nation or the Federal Government which is otherwise exempt or confidential pursuant to the laws of this or another state or nation or pursuant to federal law; provides for future review and repeal; provides a statement of public necessity; creates a public records exemption for proprietary confidential business information owned or controlled by the Florida Alzheimer's Center and Research Institute; categorizes specified types of information as proprietary confidential business information; defines "managed care"; provides for access to proprietary confidential business information by specified agencies; creates a public meetings exemption for specified meetings of the governing board of the Florida Alzheimer's Center and Research Institute; provides for future review and repeal of the exemption; provides a statement of public necessity. Effective Date: This act shall take effect upon becoming a law

State Administration: Favorable With Committee Substitute;  
State Administration: Favorable With Committee Substitute;  
Closed to amendments on 4/30/2003

**HB 397 by Kallinger, Richardson** (Similar CS/CS/S 0574, Compare CS/CS/S 0518)

**Emergency Elevator Access;** Provides requirements relating to regional emergency elevator access; requires elevators in newly constructed or substantially renovated buildings to be keyed alike within each of the state emergency response regions; phases in existing buildings; restricts duplication and issuance of master elevator keys; exempts independent special districts and airports with emergency response services; allows local fire marshals to allow substitute emergency measures for elevator access; provides for State Fire Marshal enforcement; encourages builders to use applicable new technology to provide regional emergency elevator access. Effective Date: This act shall take effect July 1, 2003

Business Regulation: Favorable With Committee Substitute;  
Local Government & Veterans' Affairs: Favorable; Closed to amendments on 4/15/2003

**HB 435 by Carassas** (Similar CS/S 2688)

**Coastal Redevelopment Hazard Mitigation;** Defines the term "local hazard mitigation strategy"; provides an additional requirement in the comprehensive plan concerning hazard mitigation; revises a demonstration project in certain counties to allow for the redevelopment of coastal areas within the designated coastal high hazard area; provides conditions; provides for application by a local government; provides for a written agreement between the state land planning agency and the local government. Effective Date: This act shall take effect upon becoming a law

Natural Resources: Favorable With Committee Substitute;  
Closed to amendments on 4/29/2003

**HB 461 by Clarke, Bullard, Farkas, Murzin** (Similar CS/S 2036)

**Uniform Commercial Code;** Provides that implied warranties of merchantability and fitness for a particular purpose are not applicable to the procurement, processing, storage, distribution, or use of blood. Effective Date: This act shall take effect upon becoming a law

Subcommittee on Health Standards: Favorable With 1 Amendment; Health Care: Favorable With Committee Substitute; Commerce: Favorable; Judiciary: Favorable; Closed to amendments on 4/17/2003

**CS/SB 2036 by Health, Aging, and Long-Term Care, Smith** (Similar H 0461)

**Uniform Commercial Code/Blood;** revises provisions re implied warranties of merchantability & fitness in procurement, processing, storage, distribution, or use of blood, plasma, blood products, & blood derivatives. Amends 672.316.

Calendar without reference; Closed to amendments on 4/30/2003

**HB 467 by Quinones, Arza, Bendross-Mindingall, Henriquez, Planas, Rivera, Roberson, Rubio, Zapata**  
(Compare S 2546)

**High School Graduation;** Provides learning opportunities for certain students to enable them to meet high school graduation requirements; provides requirements for certain transfer students; authorizes alternate assessments for the grade 10 FCAT. Effective Date: This act shall take effect upon becoming a law

Subcommittee on Education Innovation: Favorable With 1 Amendment; Education K-20: Favorable With Committee Substitute; Subcommittee on Education Appropriations: Favorable With 2 Amendments; Appropriations: Favorable With Committee Substitute; Closed to amendments on 4/30/2003

**HB 527 by Arza, Cantens, Rivera, Robaina, Zapata**  
(Similar CS/S 1866, Compare H 1153)

**Educational Facilities Benefit Districts and Community Development Districts;** Authorizes application by an educational facilities benefit district or a community development district for conversion of a group of schools to charter schools;

Subcommittee on Education Innovation: Favorable With 1  
Amendment; Education K-20: Favorable With Committee  
Substitute; Closed to amendments on 4/30/2003

**Melbourne-Tillman Water Control District, Brevard County;** Amends district boundaries; amends the powers and duties of the district to authorize it to sell, lease, or otherwise dispose of real property; provides the procedure for such sale, lease, or other disposition. Effective Date: This act shall take effect upon becoming a law

1/24/2005

**HB 875 by Harrington, Attkisson** (Similar CS/S 2434)

**Highway Safety;** Requires hearing for specified violations of traffic control signal devices resulting in a crash; provides penalties for specified traffic infractions; provides for distribution of moneys collected; requires hearing for specified violations resulting in a crash; requires driver improvement course for a second violation of specified provisions within a specified time period; provides penalty for failure to complete said course within a specified time period; assigns point value for conviction of specified violation of traffic control device. Effective Date: This act shall take effect upon becoming a law

Transportation: Favorable With Committee Substitute; Finance & Tax: Favorable With Committee Substitute; Closed to amendments on 4/29/2003

**HB 1243 by Mealor, Bendross-Mindingall, Bullard, Roberson, Seiler** (Similar CS/CS/S 2534)

**Timeshare plans;** Revises language with respect to legislative purpose under the Florida Vacation Plan and Timesharing Act; revises language with respect to the scope of the act to include reference to personal property timeshare plans; provides definitions; revises language with respect to contracts for purchase of timeshare interests to include provisions with respect to personal property timeshare interests; revises language with respect to resale purchase agreements to include reference to certain real property and personal property timeshare plans; revises language with respect to public offering statements; revises language with respect to incidental benefits, requiring purchasers to execute a statement indicating the source of the benefit; revises language with respect to escrow accounts, reservation agreements, advertising materials; corrects cross references; provides for required recordkeeping by the seller of a personal property timeshare plan; revises language with respect to management; provides that a section of law governing the discharge of the managing entity shall not apply with respect to personal property timeshare plans; revises language with respect to assessments for common expenses; provides that a section of law governing certain liens does not apply to personal property timeshare plans; revises language with respect to transfer of interest; revises language with respect to exchange programs; includes reference to personal property timeshare interests; amends provisions relating to licensing requirements; provides for the application of certain provisions to personal property timeshare plans; exempts accommodations and facilities of personal property timeshare plans from a provision of law governing firesafety; revises language with respect to regulation by the division; redefines the term "multisite timeshare plan" and defines the terms "nonspecific multisite timeshare plan" and "specific multisite timeshare plan"; revises language with respect to subordination instruments; deletes a cross reference; provides reference to filed rather than registered public offering statements; provides reference to multisite timeshare plans; provides reference to filed rather than registered public offering statements; provides reference to multistate timeshare plans; provides reference to personal property timeshare plans; revises language with respect to timeshare estates in multisite timeshare plans; revises language with respect to appointment of a registered agent; includes reference to personal property timeshare interests. Effective Date: This act shall take effect upon becoming a law

Judiciary: Favorable With Committee Substitute; Business Regulation: Not Received; Business Regulation: Favorable With Committee Substitute; Appropriations: Favorable With Committee Substitute; Subcommittee on Commerce & Local Affairs Appropriations: Favorable With 2 Amendments; Closed to amendments on 4/29/2003

**HB 1265 by Attkisson** (Similar S 2926)

**Osceola County;** Creates the Tohopekaliga Water Authority, an independent special district; provides for a governing body; provides district powers, functions, and duties; provides for the levy and collection of rates, fees, assessments, and other charges; provides for borrowing money and issuing bonds, certificates, obligations, or other evidence of indebtedness. Effective Date: This act shall take effect upon becoming a law

Local Government & Veterans' Affairs: Favorable With Committee Substitute; Natural Resources: Favorable With Committee Substitute; Finance & Tax: Favorable With Committee Substitute; Closed to amendments on 4/29/2003

**HB 1303 by Johnson** (Identical S 1594)

**Lake County;** Establishes the boundary between Lake Harris and Little Lake Harris. Effective Date: Section 2

Local Government & Veterans' Affairs: Favorable; Closed to amendments on 4/24/2003

**HB 1337 by Allen** (Compare CS/CS/S 1712, H 1803)

**Governmental Reorganization;** Revises and conforms Florida Statutes to the amendment of the State Constitution, in which the functions of the former positions of Comptroller and Treasurer were combined into the office of Chief Financial Officer; revises and conforms the Florida Statutes to the creation of the Department of Financial Services and the Financial Services Commission and the abolition of the Department of Insurance and the Department of Banking and Finance. Effective Date: This act shall take effect upon becoming a law

Subcommittee on Banking & Securities: Favorable With 2 Amendments; Commerce: Favorable With Committee Substitute; Insurance: Favorable With Committee Substitute; Closed to amendments on 4/30/2003

**HB 1803 by State Administration, Mack** (Similar CS/CS/S 1712, Compare H 1337)

**Governmental Reorganization;** Conforms the Florida Statutes to the amendment to the State Constitution, combining the functions of the former positions of Comptroller and Treasurer into the office of Chief Financial Officer, and the reorganization of executive-branch duties and functions to implement the constitutional amendment; repeals various provisions of the Florida Statutes to delete provisions made obsolete by the amendment to the State Constitution; preserves the running of specified time periods; protects the validity of pending administrative and judicial actions; provides for continuation and effect of certificates of authority, forms, licenses, rates, filings, and actions; provides for controlling effect in case of conflict; provides for application retroactive to January 7, 2003. Effective Date: Except as otherwise provided in this act, this act shall take effect upon becoming a law and shall operate retroactively to January 7, 2003

Appropriations: Favorable; Closed to amendments on 4/24/2003

**CS/CS/SB 1712 by Governmental Oversight and Productivity, Banking and Insurance, Banking and Insurance** (Similar H 1803, Compare H 1337)

**Governmental Reorganization;** conforms Florida Statutes to amendment of Article IV, Section 4 of State Constitution, in which functions of former positions of Comptroller & Treasurer were combined into Office of Chief Financial Officer, & specified provisions which reorganized certain executive-branch duties & functions to implement such constitutional amendment, etc. Amends FS.

Calendar without reference; Closed to amendments 5/1/2003

**HB 1455 by Hasner, Gottlieb, Murzin, Rivera** (Similar S 0088)

**High Occupancy Vehicle Lanes;** Allows described vehicles to travel in such lanes; provides for a decal and registration certificate; provides for a fee; defines the term "hybrid vehicle"; authorizes the DHSMV to adopt rules. Effective Date: This act shall take effect July 1, 2003

Transportation: Favorable With Committee Substitute; Subcommittee on Transportation Systems: Favorable With 1 Amendment; Finance & Tax: Favorable; Closed to amendments on 4/17/2003

**SB 88 by Geller** (Similar H 1455)

**High Occupancy Vehicle Lanes;** allows certain energy-saving vehicles to travel in such lanes, regardless of occupancy; provides for decal & registration certificate; provides for fee; defines term "hybrid vehicle"; provides rulemaking authority. Amends 316.0741.

Calendar without reference; Closed to amendments on 4/23/2003

**HB 1473 by Benson** (Similar CS/CS/S 2070)

**Florida Public Transit Act;** Defines "intercity bus service," "eligible bus carrier" or "carrier," "eligible intercity bus costs," and "intercity bus capital project"; revises responsibilities of the Department of Transportation; requires the department to develop a statewide plan which provides for public transit and intercity bus service, formulate a specific program of projects and project financing, develop and administer state measures concerning system performance, provide technical and financial assistance to intercity bus carriers, coordinate activities between entities on matters relating to intercity bus service, assist in the development and implementation of marketing and passenger information programs for said services, provide said service to support described projects, and utilize federal funds to support a statewide intercity bus network; authorizes the department to receive federal grants or apportionments for intercity bus service projects; revises project eligibility requirements for the expenditure of state funds to include described intercity bus service projects; authorizes the department to fund such projects; authorizes the department to fund up to 100 percent of the federal-aid apportionment for intercity bus service; authorizes expenditure of Intermodal Development Program funds for intercity bus service. Effective Date: This act shall take effect July 1, 2003

Transportation: Favorable With Committee Substitute; Subcommittee on Transportation Systems: Favorable With 1 Amendment; Closed to amendments on 4/24/2003

**HB 1475 by Ambler, Allen, Anderson, Bullard, Cantens, Clarke, Domino, Galvano, Greenstein, Harrell, Hasner, Homan, Kosmas, Kottkamp, Murzin, Needelman, Reagan, Sansom, Stargel, Zapata** (Similar S 1098, Compare H 0477, H 0505, S 0482, H 0489, H 1745, CS/S 0570, S 0594, H 1415, CS/CS/S 1168)

**Military Affairs;** Creates pt. IV of ch. 250, F.S., the "Florida Uniformed Servicemembers Protection Act"; provides a popular name; provides legislative intent; provides for applicability of specified federal laws to servicemembers when serving on active duty or state active duty; provides for jurisdiction of the courts; provides for construction of pt. IV of ch. 250, F.S.; defines "servicemember," "active duty," and "state active duty" for purposes of the Florida Residential Landlord and Tenant Act; prohibits retaliatory action by a landlord for termination of a rental agreement by a servicemember; prohibits a landlord from discriminating against a servicemember in offering a dwelling unit for rent or in any of the terms of a rental agreement; provides for applicability of remedies to servicemembers who are prospective tenants and the subject of such discrimination; provides conditions under which a servicemember may terminate his or her rental agreement; revises liability of a servicemember in the event of early termination of a tenancy; revises provisions with respect to the granting of a leave of absence to an officer; revises the definition of "active military service" and "period of active military service" and providing a definition of "servicemember"; requires the granting of leave of absence for state, county, and municipal officials who are servicemembers; repeals provisions relating to granting and denial of leave of absence for public officials by the Governor; revises provisions relating to rights during leave to provide that the employing authority must adhere to the provisions of the federal Uniformed Services Employment and Reemployment Rights Act; revises provisions relating to resumption of official duties; requires the granting of leave of absence for state, county, and municipal employees; revises provisions with respect to supplemental pay for reservist officials and employees called to active military service; requires an employing authority to continue to provide all health insurance and other existing benefits; provides for applicability of the federal Uniformed Services Employment and Reemployment Rights Act; provides definitions; exempts servicemembers from penalties for expiration of mobile home and motor vehicle registrations when such registrations expire while the servicemember is serving on active duty or state active duty; provides requirements and procedure with respect to termination of a telecommunications service contract by a servicemember; provides requirements and procedure with respect to the termination of a retail installment contract for leasing a motor vehicle by a servicemember; requires motor vehicle insurance companies to refund the entire unearned portion of a premium upon cancellation of motor vehicle insurance by a servicemember when the servicemember is required to move pursuant to specified orders; provides definitions; provides requirements and procedure with respect to the termination of an agreement to purchase real property by a servicemember; extends the eligibility period for the Florida Bright Futures Scholarship Program for students who enlist in the armed forces or reserves immediately after completion of high school; provides eligibility for continuation of Florida Bright Futures Scholarships for students attending postsecondary institutions who are also Florida National Guard or United States Reserves servicemembers and are called to active duty or active state duty. Effective Date: This act shall take effect upon becoming a law

Local Government & Veterans' Affairs: Favorable; Local Government & Veterans' Affairs: Favorable With Committee

Substitute; Subcommittee on Veterans' & Military Affairs: Favorable; Judiciary: Favorable With Committee Substitute; Closed to amendments on 4/28/2003

**SB 1098 by Military and Veterans' Affairs, Base Protection, and Spaceports, Fasano, Lynn**

**Armed Forces/Reserves/National Guard;** prohibits landlord from discriminating against member in offering dwelling unit or in any terms of rental agreement; requires granting of leave of absence for state, county, & municipal officials who are members of National Guard or reserve component of Armed Forces; provides conditions under which member may terminate his or her retail installment contract for leasing motor vehicle, etc. Amends FS.

Calendar without reference; Closed to amendments on 4/29/2003

Γ 1

**HB 1493 by Anderson, Baxley, Brandenburg, Carassas, Greenstein** (Similar S 1426, Compare S 2672)

**Municipal Per Diem and Travel Expenses;** Authorizes the governing body of a municipality or agency of a municipality to provide for per diem and travel expenses of its officials, officers, employees, and authorized persons, notwithstanding an existing provision of Florida law. Effective Date: This act shall take effect upon becoming a law and shall apply retroactively to January 1, 2003

Local Government & Veterans' Affairs: Favorable With Committee Substitute; Subcommittee on Local Affairs: Favorable; Closed to amendments on 4/24/2003

**SB 1426 by Governmental Oversight and Productivity, Posey, Dawson**

**Municipalities/Per Diem & Travel;** authorizes municipalities & agencies thereof to adopt per diem & travel expense policies for travelers, notwithstanding certain provision; provides for applicability of certain provision, if per diem & travel expense policies are or are not adopted; provides for offenses re false or fraudulent travel claims; establishes per diem & subsistence ranges for travel expenses of public employees, etc. Amends 166.021, 112.061.

Calendar without reference; Closed to amendments on 4/30/2003

L 1

**HB 1623 by Goodlette, Jennings, Roberson, Rubio** (Similar CS/S 2362, Compare CS/S 1948)

**Florida Business Corporations Act;** Clarifies various provisions of the Florida Business Corporations Act relating to filings, documents, corporate names, shareholders meetings and rights, and corporate actions; provides requirements, procedures, and limitations for shareholder appraisal rights; revises provisions relating to dissolved corporations; repeals a provision relating to application of provisions to foreign corporations. Effective Date: This act shall take effect October 1, 2003

Judiciary: Favorable With Committee Substitute; Closed to amendments on 4/24/2003

**HB 1685 by Brown**

**Liberty Fire District, Walton County;** Creates the Liberty Fire District and the charter for the district; provides boundaries; provides powers and authorities; provides for levy of non-ad valorem assessments; provides for a governing board and powers and duties of the board; provides for annexation; provides for immunity. Effective Date: This act shall take effect upon becoming a law

Local Government & Veterans' Affairs: Favorable With Committee Substitute; Closed to amendments on 4/29/2003

**HB 1711 by Fiorentino** (Compare CS/S 0642)

**Community Care for the Elderly;** Provides guidelines for prioritizing the recipients of services for the elderly. Effective Date: This act shall take effect July 1, 2003

Future of Florida's Families: Favorable With Committee Substitute; Closed to amendments on 4/30/2003

**HB 1781 by Business Regulation, Prieguez** (Compare CS/S 2834)

**Pari-mutuel Wagering;** Deletes provisions that require a thoroughbred horse permit to be voided and to escheat to the state for failure to operate performances; deletes provisions for the reissuance of such escheated permit; revises provisions for application and issuance of thoroughbred horse permits; provides for penalties for failure to operate full schedule of performances by such permitholders; provides procedures for election not to operate live performances; provides that such election shall not affect the validity of a permit; exempts from penalties thoroughbred permitholders who failed to operate full schedule of performances during specified seasons. Effective Date: This act shall take effect upon becoming a law

Finance & Tax: Favorable; Appropriations: Favorable; Closed to amendments on 4/29/2003

**HB 1815 by Altman, Brummer, Fiorentino, Sansom, Sobel** (Similar S 2802)

**Military Student Education;** Directs the Department of Education to assist in the transition of dependents of military personnel into and within the Florida education system. Effective Date: This act shall take effect upon becoming a law

Education K-20: Favorable; Closed to amendments on 4/24/2003

Γ 1

**HB 1827 by Commerce, Detert** (Similar S 1448, Compare H 1907)

**Unemployment compensation;** Revises the Unemployment Compensation Law and other provisions of the Florida Statutes to conform to the transfer of certain powers and duties of the Department of Labor and Employment Security and the Division of Unemployment Compensation to the Agency for Workforce Innovation; conforms provisions governing the collection of unemployment taxes by the Department of Revenue; clarifies that limited liability companies are "employing units" under the Unemployment Compensation



Law; requires claimants to submit a valid social security number in order to receive unemployment benefits; requires claimants whose claims are denied to continue reporting to certify for benefits during any pending appeal; prohibits the Agency for Workforce Innovation from adopting rules inconsistent with the requirement that claimants must continue to report during a pending appeal; removes a requirement that persons who prepare and report quarterly wages and unemployment contributions and reimbursements for 5 or more employers must submit the report and remit the unemployment contributions or reimbursements due electronically; authorizes the Department of Revenue to charge the Agency for Workforce Innovation up to 10 percent of the interagency agreement for the overhead or indirect costs of providing unemployment tax collection services; provides for retroactive application of provisions relating to electronic reporting and remitting of taxes. Effective Date: Except as otherwise provided in this act, this act shall take effect October 1, 2003

Finance & Tax: Favorable; Closed to amendments on 4/24/2003

**SB 1448 by Governmental Oversight and Productivity, Commerce, Economic Opportunities, and Consumer Services, Commerce, Economic Opportunities, and Consumer Services** (Similar H 1827, Compare H 1907)

**Unemployment Compensation;** amends provision re judicial sales & disbursement of funds; provides for disbursements in conformance with changes made by act; clarifies duties of DOR re tax collection performed under contract with Workforce Innovation Agency; amends provisions re Unemployment Compensation Law & Unemployment Appeals Commission; revises penalties for persons who fail to report by electronic means, etc. Amends FS.

Calendar without reference; Closed to amendments on 5/1/2003

L J

**HB 1869 by State Administration, Mack** (Similar CS/S 1528, Compare H 1791)

**Government Employment;** Authorizes DMS to contract with a vendor to provide the personnel information system; revises language regarding employee recognition programs; revises payment schedules for adoption benefits for state employees; deletes requirement that the DMS consult with the EOG and the Legislature with regard to a compensation and classification program; provides requirements for the program; provides duties and responsibilities to DMS with respect to employment actions by other agencies; provides rule adoption authority; provides that employing agencies shall have the responsibility for the day-to-day application of such rules; provides additional authority and responsibilities for employing agencies; requires DMS to establish and maintain an equitable pay plan for use by state agencies; provides authority and responsibilities of the department and employing agencies with respect to such plan; provides that agencies shall ensure that candidates for employment are properly licensed, certified, or registered, when required by law; provides for a 1-year probationary period for Career Service employees; revises procedures with respect to the employee grievance process; authorizes DMS to contract with private entities to design, develop, and implement the department's information systems and subsystems; provides that the Department of Management Services is the functional owner of the personnel information system. Effective Date: This act shall take effect July 1, 2003

Calendar without reference; Closed to amendments on 4/30/2003

**HB 1879 by State Administration, Mack** (Similar CS/S 1894, Compare CS/S 2798)

**Government Accountability;** Combines the Office of the Auditor General and the Office of Program Policy Analysis and Government Accountability into the Office of Government Accountability and conforms statutory references. Effective Date: This act shall take effect on July 1, 2003

Calendar without reference; Closed to amendments on 4/30/2003

**HB 1881 by State Administration, Mack** (Similar CS/CS/S 1006, Compare H 1831, CS/CS/S 1520, H 0319)

**State Employee Health Insurance;** Revises terms of coverage and payments for officers and employees participating in state employee group health insurance; specifies that state university employees are eligible to participate in the state pretax benefits programs; includes state university system employees within eligibility to participate in the state pretax benefits program. Effective Date: This act shall take effect July 1, 2003

Calendar without reference; Closed to amendments on 4/30/2003

**HB 1887 by Education K-20, Arza, Kilmer, Sansom** (Similar CS/S 1522, Compare S 2154)

**Parental and Family Involvement in a Student's Education;** Creates the Family and School Partnership for Student Achievement Act; provides for development and dissemination of a parent guide and checklist for parents to assist with parental involvement in the child's educational progress; requires the support and cooperation of district school superintendents and school principals; requires report cards to contain additional information; provides additional notification to parents of students with reading deficiencies; provides additional requirements for certain teacher bonuses. Effective Date: This act shall take effect July 1, 2003

Calendar without reference; Closed to amendments on 4/23/2003

**HB 1899 by Education K-20, Kilmer** (Similar H 1777, CS/CS/S 2006)

**Educator Certification and Discipline;** Requires an affidavit for educator certification; requires certified educators and applicants for certification to provide notification of change of address; revises the number of members on certain panels of the Education Practices Commission; revises provisions relating to the commission's authority to discipline; revises grounds for discipline and penalties the commission may impose; revises provisions relating to the recovery network program for educators; allows certain employers of educators to have access to expunged and sealed records. Effective Date: This act shall take effect upon becoming a law

Calendar without reference; Closed to amendments on 4/25/2003

Calendar without reference; Closed to amendments on 4/23/2003

**HB 1921 by Public Safety & Crime Prevention, Barreiro**  
(Similar S 2474, S 2476)

**Department of Corrections;** Provides that disciplinary procedures for frivolous filings by a prisoner are applicable to a criminal proceeding or collateral criminal proceeding filed on or after a specified date; revises requirements for the transition course required for inmates who are released from the department and reenter the community. Effective Date: This act shall take effect upon becoming a law

Calendar without reference; Closed to amendments on 4/25/2003

**SB 1046 by Villalobos, Lynn** (Similar H 1873, Identical H 1427)

**Operation of Motorcycles/Firefighter;** provides that certain prohibitions concerning operation of motorcycles do not apply to firefighters in performance of their official duties. Amends 316.209.

Calendar without reference; Closed to amendments on 4/23/2003

**HB 1469 by Homan, McInvale, Reagan** (Similar CS/S 2438)

**Public Lodging Establishments;** Prohibits the distribution of handbills, as defined by the bill, on the premises of public lodging establishments; provides penalties. Effective Date: This act shall take effect July 1, 2003

Public Safety & Crime Prevention: Favorable With Committee Substitute; Subcommittee on Criminal Justice: Favorable; Commerce: Not Received; Commerce: Favorable With Committee Substitute; Closed to amendments on 4/28/2003

**HB 363 by Vana, Gannon, Murzin** (Identical CS/S 2084)

**Drug Prescriptions;** Requires written drug prescriptions to be legibly printed or typed, to contain certain information, and to be dated and signed by the prescribing practitioner on the day issued. Effective Date: This act shall take effect July 1, 2003

Health Care: Favorable With Committee Substitute; Subcommittee on Health Standards: Favorable With 1 Amendment; Closed to amendments on 4/29/2003

**HB 1649 by Prieguez, Rivera** (Similar CS/S 2018, Compare CS/S 1266)

**Sales Disclosures;** Requires certain disclosure with respect to the transfer of real property located within a flood hazard area, an area with severe constraints for development, an area having sinkhole activity, a wellhead protection area, a priority wetland zone, a habitat conservation area, an airport's environs, an environmental hazard site, or a radon gas zone; provides that the waiver of such requirements is against public policy; provides certain exceptions; specifies the form to be used as the Property Identification Disclosure Statement; provides requirements for identifying information that accompanies the disclosure statement; provides requirements for delivery of the required disclosure statement; provides a limitation with respect to liability for errors, inaccuracy, or omissions; requires a third party that provides information with respect to the disclosure statement to maintain a specified amount of insurance protection; provides that information updates are not required after delivery of the required disclosures; requires that disclosures be made in good faith; provides that the act does not limit or abridge other disclosures required by law; authorizes the amendment of a disclosure; provides for delivery of disclosures; provides requirements for the licensee or broker acting as an agent in a transaction subject to the act; specifies liability for willful or negligent violation or failure to perform. Effective Date: This act shall take effect July 1, 2003

Business Regulation: Favorable With Committee Substitute; Judiciary: Favorable With Committee Substitute; Closed to amendments on 4/23/2003

**HB 483 by Antone, Allen, Gannon, McInvale, Planas, Roberson, Troutman** (Similar S 2012)

**Home Invasion Robbery;** Provides additional offense classifications and revises the penalties for home-invasion robbery; provides that it is a first degree felony punishable by a term of imprisonment not exceeding life imprisonment to commit a home-invasion robbery in the course of which a firearm or other deadly weapon is carried; increases severity ranking to conform to additional penalty authorized. Effective Date: This act shall take effect upon becoming a law.

Public Safety & Crime Prevention: Favorable With Committee Substitute; Subcommittee on Criminal Justice: Favorable With Amendments; Closed to amendments on 4/29/2003

**HB 1541 by Gottlieb** (Identical S 2930)

**Cypress Creek Center Transportation Management District, Broward County.;** Creates the Cypress Creek Center Transportation Management District; provides for the geographic boundaries of the District; provides for the purpose of the District; provides for the powers, functions, and duties of the District; provides for the creation of the governing board of the District to be known as the Cypress Creek Center Transportation Management Association; provides for membership, organization, compensation, and administrative duties of the governing board of the District; provides for the financial disclosure, noticing, and reporting requirements of the District; provides for the procedure for conducting any District elections or referendum; provides for planning requirements; provides for severability. Effective Date: This act shall take effect upon becoming a law

Local Government & Veterans' Affairs: Favorable With Committee Substitute; Subcommittee on Local Affairs: Favorable With 1 Amendment; Closed to amendments on 4/30/2003

**HB 1873 by Public Safety & Crime Prevention, Barreiro**  
(Similar H 1427, S 1046)

**Operation of Motorcycles;** Provides that certain prohibitions concerning the operation of motorcycles do not apply to firefighters in the performance of their official duties. Effective Date: This act shall take effect upon becoming a law

#### **HB 1567 by Gottlieb** (Similar S 2922)

**Broward County;** Increases the membership of the Children's Services Council; revises requirements concerning delivery of written budget; revises procedures concerning ad valorem taxes; exempts council from certain payments; provides expenditure authority and procedures for certain funds; authorizes certain electronic wire transfers. Effective Date: Except as otherwise provided herein, this act shall take effect upon becoming a law

Local Government & Veterans' Affairs: Favorable With Committee Substitute; Closed to amendments on 4/30/2003

#### **HB 425 by Benson**

**Escambia County;** Amends chapter 2002-380, Laws of Florida, relating to the West Florida Regional Library District; provides that the Pensacola City Council "may," rather than "shall," prepare the referendum ballot language and fix the date of the referendum election. Effective Date: This act shall take effect only upon its approval by a majority vote of those qualified electors of Escambia County voting in a referendum which may be called by the Pensacola City Council in conjunction with a primary, general, special, or other ele

Calendar without reference; Closed to amendments on 4/30/2003

### **14. House Resolutions**

### **15. Unfinished Business**

## **UNFINISHED BUSINESS**

#### **HB 1029 by State Administration, Mack**

**Public Records Exemption for Information Contained in a Notification of an Adverse Incident Provided to the Agency for Health Care Administration;** Reenacts, and removes the October 2, 2003, scheduled repeal pursuant to the Open Government Sunset Review Act of, a public records exemption for information contained in a notification of an adverse incident provided to the Agency for Health Care Administration; provides that such information is discoverable or admissible in a disciplinary proceeding by the Department of Health. Effective Date: This act shall take effect October 1, 2003

Read third time April 22; temporarily postponed; Pending Point of Order by Rep. Wiles

#### **HB 137 by Kilmer, Kottkamp, Littlefield, Mahon, Sansom** (Compare CS/S 0980, CS/S 0474)

**Tax On Sales, Use, and Other Transactions;** Specifies a period during which the sale of clothing, school supplies, and books are exempt from such tax; provides an appropriation to the Department of Revenue. Effective Date: This act shall take effect upon becoming a law

Read second time on April 23; temporarily postponed; Amendment 2 pending.

#### **HJR 309 by Allen, Baxley, Bucher, Davis, D., Domino, Garcia, Green, Harrell, Hogan, Kallinger, Kilmer, Kottkamp, Machek, Quinones, Sansom, Slosberg, Zapata** (Similar S 1400)

**Removal of Requirement for a High Speed Ground Transportation System from the State Constitution;** Proposes the repeal of Section 19 of Article X of the State Constitution to eliminate the constitutional requirement that the state provide for the development and operation of a high speed ground transportation system.

Reconsidered April 23; Temporarily Postponed; Pending Roll Call

### **16. Introduction and Reference**

## END OF DAILY ORDER OF BUSINESS

### PENDING SPECIAL ORDER CALENDAR FOR WEDNESDAY, APRIL 30, 2003

**HB 23 by Spratt, Allen, Brummer, Mayfield** (Similar S 1584)

**Administrative Procedures;** Revises the definition of "invalid exercise of delegated legislative authority"; revises language with respect to incorporation of rules by reference; provides requirements with respect to the application of alleged facts to specific rules or statutes; provides that hearings on rule challenges shall be de novo in nature; provides for burden and standard of proof; changes the timeframe for publishing proposed rules where agency statements are challenged to moot such challenge; provides that challenges to agency statements may be abated pending rulemaking; provides that a determination that such rule is an invalid exercise of delegated legislative authority shall prohibit the agency from enforcing its statement or certain similar statements; revises language with respect to decisions which affect substantial interests; provides for initial scheduling orders by the administrative law judge; provides for a discovery period; revises language with respect to additional procedures applicable to hearings involving disputed issues of material fact; provides that an order relinquishing jurisdiction shall be rendered under certain circumstances; provides circumstances which excuse an agency from ruling on an exception to a recommended order; limits the authority of agencies to reject or modify conclusions of law and interpretations of administrative rules in recommended orders; redefines the term "improper purpose" and conforms a cross reference; provides for the award of reasonable attorney's fees and costs under certain circumstances; provides for nonexclusivity; revises language with respect to licensing; provides that licenses considered approved as a condition of time may still be subject to satisfactory completion of an examination; requires written notice of intent to rely on a default license; revises language with respect to judicial review; provides additional grounds for certain petitions challenging an agency rule as an invalid exercise of delegated legislative authority; provides administrative law judges authority to award attorney's fees and damages in certain administrative proceedings; provides for appeal; increases the cap on attorney's fees in civil actions and administrative proceedings initiated by state agencies. Effective Date: This act shall take effect upon becoming a law

Subcommittee on Commerce & Local Affairs Appropriations: Favorable With 2 Amendments; Appropriations: Favorable With Committee Substitute; Judiciary: Favorable With Committee Substitute; State Administration: Favorable With Committee Substitute; Closed to amendments on 4/28/2003

**HB 1607 by Littlefield** (Compare H 1123, S 2338)

**Environmental Protection;** Exempts beneficial use of fossil fuel combustion products from specified regulations; provides handling, processing, and storage criteria; defines "fossil fuel combustion products," "beneficial use," and "fossil fuel-fired electric or steam generation facility"; requires rulemaking; adds hazardous waste corrective action permits to a list of approvals; expands the definition of "construction and demolition debris." Effective Date: This act shall take effect July 1, 2003

Natural Resources: Favorable With Committee Substitute; Subcommittee on Environmental Regulation: Favorable; Closed to amendments on 4/24/2003

**SB 2338 by Communication and Public Utilities, Peaden** (Compare H 1223, H 1607)

Environmental Protection; adds hazardous waste, corrective action permits to list of approvals; expands materials defined as construction & demolition debris; provides additional definitions, etc. Amends 403.087.703.722

Calendar without reference; Closed to amendments 5/1/2003

**HB 49 by Garcia, Baxley, Harrell, Rivera** (Similar S 1408, CS/CS/S 1434, Compare H 0251, H 0325, S 0192, S 1654)

**Public Libraries;** Authorizes municipalities to receive operating grants; establishes minimum standards for receipt of funds; revises provisions re confidentiality of public library registration & circulation records to authorize disclosure of information to parent or guardian of library patron under age 16, for purpose of collecting fines or recovering overdue books or other materials, etc. Effective Date: This act shall take effect July 1, 2003

Subcommittee on Tourism: Favorable; Commerce: Favorable; Subcommittee on Local Affairs: Favorable; Local Government & Veterans' Affairs: Favorable; Subcommittee on Transportation & Economic Development Appropriations: Favorable With 1 Amendment; Closed to amendments on 4/30/2003

**HB 77 by Green, Baxley, Berfield, Brandenburg, Bullard, Cantens, Detert, Domino, Fiorentino, Gibson, A., Harrell, Homan, Kottkamp, Kravitz, Littlefield, Murman, Roberson, Sansom, Sobel, Wishner** (Similar CS/CS/S 2172)

**Dangerous Sexual Felony Offenders;** Replaces provisions dealing with repeat sexual offenders with provisions governing the sentencing of dangerous sexual felony offenders; requires a minimum mandatory term of 25 years imprisonment for persons convicted of certain sexual felony offenses who have been previously convicted of certain offenses. Effective Date: This act shall take effect July 1, 2003

Subcommittee on Criminal Justice: Favorable With 1 Amendment; Public Safety & Crime Prevention: Favorable With Committee Substitute; Subcommittee on Public Safety Appropriations: Favorable With 1 Amendment; Appropriations: Favorable With Committee Substitute; Closed to amendments on 4/28/2003

**HB 43 by Spratt, Baxley** (Compare S 1762)

**Bridge Designations;** Designates Mamie Langdale Memorial Bridge in Glades County and designates George Crady Bridge in Nassau and Duval Counties. Effective Date: This act shall take effect upon becoming a law

Subcommittee on Transportation Systems: Favorable; Transportation: Favorable; Subcommittee on Transportation & Economic Development Appropriations: Favorable; Closed to amendments on 4/29/2003

**HB 193 by Barreiro, Arza, Bullard, Cantens, Gannon, Rivera, Roberson**

**School Readiness;** Provides legislative findings and purpose; requires a joint interim study to make recommendations with

respect to restructuring the existing school readiness program and creating the new constitutionally required voluntary universal prekindergarten program. Effective Date: This act shall take effect upon becoming a law

Subcommittee on Pre-K through 12: Favorable With 1 Amendment; Education K-20: Favorable With Committee Substitute; Subcommittee on Education Appropriations: Favorable With Amendments; Closed to amendments on 4/24/2003

**CS/SB 1334 by Educaiton, Commerce, Economic Opportunities, and Consumer Services, Garcia, Constantine, Carlton, Lynn**

**Universal Prekindergarten** Educaiton (THIS BILL Combines CS/S1334/, 534, 360) implements pecified provisions of State constitution; creates voluntary universal prekindergarten educiton program within workforce Innovation Agency; limits application of provisons re school readiness program; requires State Board of Eduaiton to submit report with recommendations on curriculum, design, & standards of said program, etc.

Calendar without reference

**HB 1319 by Harrington, Evers, Green, Kottkamp** (Similar S 2586, Compare H 1305, S 1476)

**Fish and Wildlife Conservation Commission;** Provides that a portion of the proceeds of the Save the Manatee Trust Fund shall be used for funding marine field law enforcement positions within the Fish and Wildlife Conservation Commission for enforcement of laws designed to protect manatee populations in counties having the highest incidences of manatee deaths and injuries; creates an Office of Boating and Waterways within the Fish and Wildlife Conservation Commission; assigns duties to the office; provides for transfer of moneys from the Fuel Tax Collection Trust Fund to the Marine Resources Conservation Trust Fund; provides for the uses of the funds transferred from the Fuel Tax Collection Trust Fund; provides for competitive grant programs developed and administered by the commission. Effective Date: This act shall take effect July 1, 2003

Natural Resources: Favorable With Committee Substitute; Closed to amendments on 4/30/2003

**HB 315 by Benson, Murzin, Richardson** (Linked H 0491, Similar CS/S 1414, Compare CS/CS/S 1770)

**Florida Institute for Human and Machine Cognition;** Establishes the Florida Institute for Human and Machine Cognition, Inc., at the University of West Florida as a not-for-profit corporation; authorizes the creation of corporate subsidiaries; provides powers of the corporation;; provides for a board of directors; provides for a council of scientific advisers. Effective Date: This act shall take effect upon becoming a law

Appropriations: Favorable With Committee Substitute; Subcommittee on Education Appropriations: Favorable With 1 Amendment; Education K-20: Favorable With Committee Substitute; Subcommittee on Higher Education: Favorable; Closed to amendments on 4/30/2003

**HB 329 by Littlefield, Allen, Brummer, Bullard, Murzin, Ross, Troutman** (Similar S 1430, Compare CS/S 1774)

**Tax On Gross Receipts for Utility and Communications Services;** Exempts the purchase of manufactured gas for resale

or for use as fuel in the generation of electricity from the public service tax; excludes gross receipts from sales of manufactured gas to utilities from the term "gross receipts". Effective Date: This act shall take effect upon becoming a law

Appropriations: Favorable With Committee Substitute; Subcommittee on Commerce & Local Affairs Appropriations: Favorable With 1 Amendment; Business Regulation: Favorable With Committee Substitute; Subcommittee on Energy: Favorable With Amendments; Finance & Tax: Favorable; Closed to amendments on 4/29/2003

**SB 1430 by Alexander** (Similar H 0329, Compare CS/S 1774)

**Gross Receipts Tax/Manufactured Gas;** excludes gross receipts from sales of manufactured gas to certain utilities from term "gross receipts" for certain purposes; exempts purchase of manufactured gas for resale or for use as fuel in generation of electricity from public service tax. Amends 203.01, 166.231.

Calendar without reference; Closed to amendments on 4/30/2003

**HB 113 by Kottkamp, Murzin, Planas, Zapata** (Identical S 1164, Compare S 0140)

**Property Rights;** Amends the "Bert J. Harris, Jr., Private Property Rights Protection Act"; provides for the state land planning agency to receive notice of claims; makes procedural changes for determining a governmental entity's final decision identifying the allowable uses for a property; provides that enactment of a law or adoption of a regulation does not constitute applying the law or regulation; provides for a waiver of sovereign immunity for liability; provides legislative findings with respect to loss of property values due to the proximity of a regional water reservoir; authorizes a cause of action for a property owner; specifies a period during which a property owner may present a claim for compensation to the regional water supply authority that constructs, operates, and maintains the reservoir; provides requirements for the offer of compensation by a regional water supply authority; provides for judicial review under the Bert J. Harris, Jr., Private Property Rights Protection Act; provides for an award of costs and attorney's fees. Effective Date: This act shall take effect July 1, 2003

Subcommittee on Local Affairs: Temporarily Deferred; Subcommittee on Local Affairs: Favorable With 2 Amendments; Local Government & Veterans' Affairs: Favorable With Committee Substitute; State Administration: Favorable With Committee Substitute; Closed to amendments on 4/30/2003

**SB 1164 by Comprehensive Planning, Pruitt, Geller, Lynn, Peaden** (Identical H 0113, Compare S 0140)

**Private Property Rights Protection;** amends "Bert J. Harris, Jr., Private Property Rights Protection Act"; provides for state land planning agency to receive notice of claims; amends procedures for determining governmental entity's final decision identifying allowable uses for property; provides for waiver of sovereign immunity for liability; provides requirements for offer of compensation by regional water supply authority; provides severability, etc. Amends 70.001.

Calendar without reference; Closed to amendments on 5/1/2003

L J

**HB 137 by Kilmer, Homan, Kottkamp, Littlefield, Mahon, Quinones, Sansom** (Compare CS/S 0980, CS/S 0474)

**Tax On Sales, Use, and Other Transactions;** Specifies a period during which the sale of clothing, school supplies, and books are exempt from such tax; provides an appropriation to the Department of Revenue. Effective Date: This act shall take effect upon becoming a law

Read second time April 23

Future of Florida's Families: Temporarily Deferred; Future of Florida's Families: Favorable With Committee Substitute; Finance & Tax: Favorable With Committee Substitute; Appropriations: Favorable; Closed to amendments on 4/18/2003

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**HB 173 by Murman, Bucher, Bullard, Clarke, Davis, M., Detert, Gannon, Joyner, Kravitz, Rich, Richardson, Robaina, Roberson** (Linked H 0175, Similar S 0144, Compare S 0146)

**Services for Victims of Sexual Battery;** Provides legislative intent with respect to enhancing the availability of services to victims of sexual battery; provides a popular name; provides definitions; authorizes the Department of Health to contract with a statewide nonprofit association for the purpose of allocating funds to rape crisis centers; requires that funds be used to provide sexual battery recovery services to victims of sexual battery and their families; provides requirements and limitations with respect to distribution and use of funds; requires an annual report to the Legislature on the use of funds; provides for an assessment of an additional court cost against any person who pleads guilty or nolo contendere to, or who is found guilty of, an act of sexual battery or other specified crimes; provides for deposit of the court cost into the Rape Crisis Program Trust Fund; provides for the trust fund to be used to support rape crisis centers. Effective Date: This act shall take effect July 1, 2003

Subcommittee on Elder Affairs & Long-Term Care: Favorable With 1 Amendment; Future of Florida's Families: Favorable With Committee Substitute; Subcommittee on Health Services: Favorable With 2 Amendments; Health Care: Favorable With Committee Substitute; Public Safety & Crime Prevention: Favorable With Committee Substitute; Finance & Tax: Favorable; Closed to amendments on 4/29/2003

**SB 144 by Appropriations, Criminal Justice, Cowin, Fasano, Sebesta, Argenziano** (Linked S 0146, Similar H 0173, Compare H 0175)

**Sexual Battery Victims/Services;** provides legislative intent re enhancing availability of services to victims of sexual battery; creates "Sexual Battery Victims" Access to Services Act; authorizes Health Dept. to contract with statewide nonprofit association for purpose of allocating funds to rape crisis centers; requires that funds be used to provide sexual battery recovery services to victims of sexual battery & their families, etc. Creates 938.085.

Calendar without reference; Closed to amendments on 5/1/2003

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**HB 175 by Murman, Bullard, Davis, M., Gannon, Kravitz, Needelman, Rich, Robaina, Roberson, Sobel** (Linked H 0173, Identical S 0146, Compare S 0144)

**Trust Funds;** Creates the Rape Crisis Program Trust Fund, to be administered by the Department of Health; provides for sources of funds and purposes; provides for review and termination or re-creation of the trust fund.

Subcommittee on Elder Affairs & Long-Term Care: Favorable; Future of Florida's Families: Favorable; Subcommittee on Health Services: Favorable; Health Care: Favorable; Public Safety & Crime Prevention: Favorable With Committee Substitute; Closed to amendments on 5/1/2003

**SB 146 by Cowin, Argenziano, Wilson** (Linked S 0144, Identical H 0175, Compare H 0173)

**Rape Crisis Program Trust Fund;** creates said trust fund within Health Dept.; provides for use of funds & source of funds; requires dept. to adopt rules for distributing moneys in trust fund; provides for review & termination or re-creation of trust fund.

Calendar without reference; Closed to amendments on 5/1/2003

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**HB 251 by Patterson, Baxley, Troutman** (Similar S 0192, Compare H 0049, H 0325, S 1408, CS/CS/S 1434, S 1654)

**Library Records;** Revises provisions relating to confidentiality of public library registration and circulation records to authorize disclosure of information to the parent or guardian of a library patron under age 16 for the purpose of collecting fines or recovering overdue books or other materials. Allows for the disclosure of certain information to entities that collect fines on behalf of libraries. Effective Date: This act shall take effect July 1, 2003

Subcommittee on Tourism: Favorable; Commerce: Favorable With Committee Substitute; Local Government & Veterans' Affairs: Favorable; Subcommittee on Transportation & Economic Development Appropriations: Favorable; Closed to amendments on 4/24/2003

**SB 192 by Governmental Oversight and Productivity, Lynn**

**Library Records/Confidentiality;** revises provisions re confidentiality of public library registration & circulation records to authorize disclosure of information to parent or guardian of library patron under age 16, for purpose of collecting fines or recovering overdue books or other materials. Amends 257.261.

Calendar without reference; Closed to amendments on 4/24/2003

**HB 269 by Arza** (Compare S 0316, S 0424, S 0468)

**Civil and Criminal Jurisdiction Over Indian Reservations;** Exempts existing reservations of the Miccosukee Indian Tribe of

Florida from a provision of law authorizing the State of Florida to take jurisdiction of civil and criminal matters on Indian reservations in the state; provides that the state shall retain jurisdiction over civil causes of action; expressly retains jurisdiction over criminal offenses. Effective Date: This act shall take effect upon becoming a law

Judiciary: Favorable With Committee Substitute; Public Safety & Crime Prevention: Retained For Reconsideration; Public Safety & Crime Prevention: Favorable; Subcommittee on Criminal Justice: Favorable; Closed to amendments on 4/22/2003

**SB 424** by Smith (Identical S 468, compare H 269, S 316)

**Indian Reservations;** specifies that state's jurisdiction over criminal offenses committed within Indian reservations does not apply to Indian reservations of Miccosukee Tribe of Indians of Florida; provides exceptions for such reservations re applicability of civil & criminal laws of state. Amends 285.16.

Calendar without reference; Closed to amendments 4/29/2003

**HB 1825 by Future of Florida's Families, Fiorentino** (Similar S 1442, Compare H 1321)

**Child Protective Investigations;** Clarifies persons responsible for a child's welfare; requires personnel from the abuse hotline of DCFS to determine if a report meets the criteria for child abuse, neglect, or abandonment; modifies the consideration given to specified reporters; requires DCFS to conduct an assessment in response to certain reports involving juvenile sexual offenders; provides that reports of out-of-state abuse shall not be accepted by the hotline; provides for an onsite and enhanced onsite investigation process for reports meeting specified criteria; requires the department to monitor the findings of the reports in its quality assurance program; revises the timeframe for responding to a report of institutional child abuse; eliminates the requirement for a referral for protection intervention; requires DCFS to establish a Protective Investigator Retention Workgroup; specifies the issues to be examined and plans to be developed; requires a report to the Governor and Legislature on the results of the examinations and plans developed; requires DCFS to conduct a quality assurance review of child abuse reports that are subject to an onsite child protective investigation and of sheriffs' offices conducting child protective investigations; prohibits the amendment of the approved operating budget to reduce protective investigative positions; requires DCFS to develop guidelines for conducting onsite and enhanced child protection investigations in collaboration with the sheriffs' offices. Effective Date: This act shall take effect upon becoming a law

Calendar without reference; Closed to amendments on 4/24/2003

**SB 1442 by Children and Families, Children and Families** (Similar H 1825, Compare H 1321)

**Child Protective Investigations;** clarifies persons responsible for child's welfare; requires personnel from abuse hotline of CFS Dept. to determine if report meets criteria for child abuse, neglect, or abandonment; requires CFS Dept. to conduct assessment in

response to certain reports involving juvenile sexual offenders; deletes reference to professionals mandated to report child abuse, neglect, or abandonment, etc. Amends Ch. 39, 414.065.

Calendar without reference; Closed to amendments on 5/1/2003

**HB 1353 by Waters, Bullard** (Similar CS/S 2556)

**Florida Hurricane Catastrophe Fund;** Includes the Citizens Property Insurance Corporation within definitions; authorizes the State Board of Administration to charge interest on delinquent remittances to the Florida Hurricane Catastrophe Fund; expands the insurers eligible for exemptions from reimbursement contract and premium provisions authorized by the board; revises emergency assessment authority of the board relating to service of debt obligations; provides responsibilities of surplus lines agents and the Florida Surplus Lines Service Office. Effective Date: This act shall take effect upon becoming a law

Subcommittee on Insurance Regulation: Favorable; Insurance: Not Considered; Insurance: Favorable; Closed to amendments on 4/30/2003

**HB 1831 by Education K-20, Kilmer** (Similar S 1772, Compare CS/CS/S 2738, CS/CS/S 1006, S 2576, H 1739, S 2324, H 0911, H 1745, S 2156, CS/CS/S 1520, H 1881, H 0319)

**Corrections to the School Code Rewrite;** Corrects and updates references in provisions relating to the Florida K-20 Education Code to conform to the 2002 rewrite of the school code. Effective Date: This act shall take effect upon becoming a law

Calendar without reference; Closed to amendments on 4/24/2003

**SB 1772 by Education, Education**

**Education;** eliminates references to Fla. Frugal Schools Program, & obsolete board; revises provisions re rulemaking re school bus operation; revises provisions re rules re child care facilities; eliminates age as criterion of compensation for district school superintendents; redesignates developmental research school as "lab" school; requires DMS to continue to administer pre-tax benefit program for state university employees, etc. Amends FS.

Calendar without reference; Closed to amendments on 5/1/2003

**HB 1205 by Gardiner** (Compare CS/CS/S 2658, H 1605)

**Truck Safety;** Revises provisions for exemption from specified notification requirements for commercial motor vehicles carrying hazardous materials; incorporates specified federal regulations; updates regulations and rules applicable to commercial motor

vehicle owners and drivers; specifies ownership identification requirements for commercial motor carriers; provides penalties for violation of such requirements; provides for compliance reviews; deletes obsolete references; corrects references; revises penalty provisions for specified violations; provides penalties for specified violations and noncompliance by certain commercial motor carriers; authorizes the Office of Motor Carrier Compliance to issue out-of-service orders to commercial motor carriers; provides procedures; provides penalties for failure to comply; revises truck length limitations for described semitrailers; provides that penalties shall be a lien on the vehicle; deletes specified receipt requirement; authorizes weight inspectors to detain described vehicles; authorizes said inspectors to contact law enforcement officer; revises provisions relating to a law enforcement authority; repeals provisions relating to identification required on commercial motor vehicles and inspection of vehicle. Effective Date: This act shall take effect upon becoming a law

Transportation: Favorable With Committee Substitute;  
Subcommittee on Transportation Systems: Favorable With 3 Amendments; Subcommittee on Transportation & Economic Development Appropriations: Favorable; Closed to amendments on 4/29/2003

**HB 1819 by Insurance, Ambler, Berfield, Llorente**  
(Compare H 0627, CS/CS/S 1694, CS/CS/S 1202)

**Motor Vehicle Insurance Affordability Reform;** Creates the Motor Vehicle Insurance Affordability Reform Act of 2003; revises provisions relating to personal injury protection benefit actions, confidential motor vehicle accident and accident victim information and prohibited commercial solicitation activities; creates a dispute resolution organization for disputes between health care practitioners and insurers; provides additional requirements relating to the registration and regulation of clinics; provides additional grounds for discipline of health professionals; revises provisions relating to required personal injury protection benefits and payments; specifies certain charges that are uncollectible and unenforceable; prohibits insurers from taking action with respect to health care provider claims and independent medical examinations; deletes provisions relating to arbitration of disputes between insurers and medical providers; specifies factors for court consideration in applying attorney contingency fee multipliers; requires the Office of Insurance Regulation of the Financial Services Commission and the Division of Insurance Fraud of the Department of Financial Services to regularly report data and analysis of information to the Legislature; expands the prohibition of and penalties for activities relating to solicitation of accident victims, insurance fraud, and staged motor vehicle accidents; prohibits sales of used motor vehicle goods as new; requires the Office of Insurance Regulation to report to the Legislature on the economic condition of private passenger automobile insurance in this state. Effective Date: Except as otherwise provided herein, this act shall take effect October 1, 2003

Judiciary: Favorable With Committee Substitute; State Administration: Favorable With Committee Substitute; Closed to amendments on 4/29/2003

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**HB 401 by Brummer, Antone, Arza, Barreiro, Bullard, Davis, M., Gottlieb, Greenstein, Harper, Hogan, Kilmer, Machek, Murzin, Needelman, Planas, Robaina, Rubio, Vana, Zapata** (Similar S 1856)

**Law Enforcement and Correctional Officers;** Revises provisions relating to rights of officers under investigation, civil suits brought by officers, and notice of disciplinary actions. Effective Date: This act shall take effect upon becoming a law

Public Safety & Crime Prevention: Favorable With Committee Substitute; Closed to amendments on 4/24/2003

**SB 1856 by Judiciary, Criminal Justice, Diaz de la Portilla, Argenziano** (Similar H 0401)

**Law Enforcement/Correctional Officer;** revises provisions re disciplinary actions against officers; provides for production of investigative report & supporting documents in disciplinary case against law enforcement or correctional officer to that officer prior to imposition of certain disciplinary actions; provides for legal counsel or representative of officer's choice to review complaint & all statements made by complainant & witnesses, etc. Amends 112.532,.533.

Calendar without reference **(IF RECEIVED)**

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**HB 1157 by Murzin** (Similar CS/S 1374)

**Administrative Procedures;** Provides for electronic publication of the Florida Administrative Weekly on an Internet website in lieu of paper publication; amends its content requirements; requires the Department of State to review notices; eliminates fees associated with the Florida Administrative Weekly; provides for free agency and public access to the Florida Administrative Weekly Internet website; eliminates trust fund provisions; extends the time for the Department of Environmental Protection's Internet publication pilot project and provides for future repeal; provides for agency training courses. Effective Date: Except as otherwise provided herein, this act shall take effect upon becoming law

State Administration: Favorable With Committee Substitute; Closed to amendments on 4/30/2003

**HB 963 by Russell, Littlefield, Rivera** (Similar H 0129, Compare S 0998, S 0140)

**Florida Interlocal Cooperation Act of 1969;** Requires notification of the host government if a separate legal entity seeks to acquire public facilities serving populations outside the jurisdiction of members of the separate legal entity; provides for the host government to respond within a specified period; provides that the host government may not prohibit such acquisition if it fails to respond within the specified period; defines the governing body constituting the host government for purposes of the act; authorizes the host government to reserve the right to review and approve rates, charges, and customer classifications; provides certain limitations; provides for retroactive application. Effective Date: This act shall take effect upon becoming a law and shall apply retroactively to September 1, 2002

Business Regulation: Favorable; Subcommittee on Energy: Favorable; Subcommittee on Commerce & Local Affairs Appropriations: Favorable With 1 Amendment; Closed to amendments on 4/29/2003

**SB 140 by Communication and Public Utilities, Comprehensive Planning, Argenziano, Cowin, Constantine, Fasano, Lynn**



**Utilities**, provides applicability of provision re ownership & operation of utilities by entities compose dof municipalities & counties; prescribed powers of counties & specifies municipalities re acquisitions of water utilities & wastewater utilities by separate legal entities composed of municipalities & counties, etc. Amends 163.01, 120.52, 367.021,.071.

**HB 405 by Spratt, Allen, Antone, Baxley, Bullard, Evers, Kendrick, Machek, Poppell, Rivera, Stansel, Troutman** (Identical CS/S 1232)

**Practice of Pest Control**; Revises various provisions governing regulation of the practice of pest control by the Department of Agriculture and Consumer Services; provides for temporary or removable markers for certain vehicles; limits the period for which a second employee identification card may be issued; restricts the authorization of a person holding a limited certification; imposes a late-renewal fee for commercial landscape maintenance personnel; provides for disciplinary action against a licensee or other person who impersonates a department employee; provides an additional fine for engaging in the unlicensed practice of pest control. Effective Date: This act shall take effect July 1, 2003

Agriculture: Favorable With Committee Substitute;  
Subcommittee on Agriculture & Environment Appropriations: Favorable; Finance & Tax: Favorable; Closed to amendments on 4/29/2003

**CS/SB 1232 by Agriculture, Argenziano, Bennett, Bullard** (Identical H 0405)

**Pest Control**; provides for temporary markers for vehicles; provides certain restrictions on issuance of employee ID cards; provides that limited certification does not authorize fumigation of structure; provides fee for late renewal of certification for commercial landscape maintenance personnel; provides for automatic expiration of such certification following failure to obtain recertification, etc. Amends Ch. 482.

Calendar without reference; Closed to amendments on 5/1/2003

**HB 433 by Murman** (Compare CS/CS/S 0700, S 1114, S 2404, H 1397, S 1918, H 1901)

**Behavioral Health Services**; Requires the Secretary of Children and Family Services to appoint an assistant secretary for behavioral health; provides responsibilities of the assistant secretary; provides for the appointment of a Director of Mental Health Services; provides duties of the director; provides for the appointment of a Director of Substance Abuse Services; provides duties of the director; provides for the establishment of the Behavioral Health Services Board; provides membership of the board; provides duties and responsibilities of the board; provides for an annual evaluation and report; provides for an independent evaluation of substance abuse and mental health programs by the Office of Program Policy Analysis and Government Accountability and the Auditor General; requires a report; provides for the expiration of the board; requires the Agency for Health Care Administration to seek federal approval to contract with a single entity to provide comprehensive behavioral health

care services to Medicaid recipients; requires the agency and the Department of Children and Family Services to execute a specified written agreement by a specified date; requires the agency to contract with specified managed care entities to provide comprehensive inpatient and outpatient mental health and substance abuse services through capitated prepaid arrangements to Medicaid recipients; provides requirements with respect to such contracts; requires the agency to submit a plan for the full implementation of capitated prepaid behavioral health care in all areas of the state; provides plan requirements; excludes children residing in specified residential programs of the Department of Children and Family Services from the behavioral health care prepaid health plan; allows child welfare providers to participate in the network for prepaid behavioral health services; requires the agency and the department to develop a plan for implementing new Medicaid procedure codes for specified services; provides plan requirements; requires approval of the plan by the Legislative Budget Commission prior to implementation; provides rights of the department and the agency to monitor for a specified purpose; provides authority of the department with respect to investigation of complaints and monitoring of providers' compliance; requires the department to file a State Projects Compliance Supplement for behavioral health care services; provides requirements with respect to the monitoring of financial operations of contractors; authorizes the department to contract with a single managing entity or provider network for the delivery of state-funded mental health services; requires the managing entity to coordinate its delivery of mental health and substance abuse services with all prepaid mental health plans in the region or the district; provides contract requirements; provides that payments made to a prepaid limited health services organization by the Agency for Health Care Administration under a contract to provide comprehensive behavioral health care services to Medicaid recipients are not subject to the insurance premium tax; requires the agency to provide the prepaid limited health services organization with a specified certification letter; expands the definition of "emergency medical condition" to include a specified psychiatric condition. Effective Date: This act shall take effect upon becoming a law.

Appropriations: Favorable With Committee Substitute;  
Subcommittee on Human Services Appropriations: Favorable With 8 Amendments; Future of Florida's Families: Not Considered; Future of Florida's Families: Favorable With Committee Substitute; Subcommittee on Elder Affairs & Long-Term Care: Favorable With 1 Amendment; State Administration: Favorable; Closed to amendments on 4/30/2003

**SB 2404 by Children and Families, Lynn**

**Substance Abuse & Mental Health**; authorizes CFS Dept. to adopt by rule new payment methodologies & to eliminate unit-based methodologies for mental health & substance abuse services; prohibits changes to ratio of state to local matching resources or to sources of local match & prohibits increase in amount of local matching funds required; creates Fla. Substance Abuse & Mental Health Corporation, Inc.; provides for reports, etc. Amends Chs. 20, 394, 409.912.

Calendar without reference; Closed to amendments on 5/1/2003

**HB 441 by Brown, Bean, Bullard, Farkas, Green, Greenstein, Henriquez, Murman, Murzin, Spratt, Stansel** (Similar S 0250, Compare H 0539, S 1746, CS/CS/S 0400, H 1925)

**Hospitals**; Redefines the term "rural hospital" to declare and continue such designation for certain hospitals for a specified

period and to authorize the granting of such designation for certain other hospitals upon application with supporting documentation; provides exemption from certificate-of-need review for the construction of a new or replacement rural hospital facility and provides conditions for eligibility; excludes infants born in certain family practice teaching hospitals from assessments used to fund the Florida Birth-Related Neurological Injury Compensation Plan. Effective Date: This act shall take effect July 1, 2003

Appropriations: Favorable With Committee Substitute; Subcommittee on Commerce & Local Affairs Appropriations: Favorable With 1 Amendment; Health Care: Favorable With Committee Substitute; Subcommittee on Health Standards: Favorable With 1 Amendment; State Administration: Favorable With Committee Substitute; Closed to amendments on 4/30/2003

#### **SB 250 by Appropriations, Health, Aging, and Long-Term Care, Peadar, Jones, Klein, Saunders, Fasano, Argenziano**

**Rural Hospitals;** revises definition of term "rural hospital"; authorizes exemptions from certificate-of-need review for construction of new or replacement facility for rural hospital; provides conditions for eligibility for exemption; expands definition of term "infant delivered" for purposes of payment of initial assessment for each infant delivered in hospital. Amends 395.602, 408.07, 766.314; creates 395.6025.

Calendar without reference; Closed to amendments on 5/1/2003

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#### **HB 1861 by Procedures, Hogan, Bense (Compare S 1500)**

**Elections;** Implements the Help America Vote Act of 2002; provides complaint procedures; expands identification requirements for first-time registrants and identification and voting requirements for first-time voters; expands use of provisional ballots and requires free access to whether such vote counted; terminates central voter file and continues operation and maintenance of statewide voter registration database until statewide voter registration system required by HAVA is operational; provides for office responsible for providing information to absent uniformed services voters and overseas voters; extends applicability of federal postcard applications for absentee ballots; defers compliance with certain accessibility requirements for persons with disabilities; requires use of computer printout as precinct register. Effective Date: Except as otherwise provided herein, this act shall take effect January 1, 2004

Calendar without reference; Closed to amendments on 4/24/2003

#### **SB 1500 by Ethics and Elections, Cowin**

**Elections;** requires Secretary of State to create & maintain statewide voter registration database & designate office within dept. which provides voter information to absent & overseas voters; provides requirements for identifying electors at polls; suspends operation of second primary election until January 1, 2006; requires creation of primary leadership depository; creates leadership funds as independent entity within political party, etc. Amends FS.

Calendar without reference; Closed to amendments on 5/1/2003

#### **HB 463 by Arza, Cantens, Garcia, Planas, Prieguez, Rivera, Robaina, Spratt, Zapata**

**Florida High School Activities Association;** Renames the Florida High School Activities Association; revises procedures relating to student physical assessments; adds an appointee to the board of directors; requires a report relating to policy for separate championships in high school sports for private and public schools. Effective Date: This act shall take effect upon becoming a law

Subcommittee on General Education: Favorable; Education K-20: Not Considered; Education K-20: Favorable With Committee Substitute; Closed to amendments on 5/1/2003

#### **SB 2156 by Education, Diaz de la Portilla (Compare H 1831)**

**Fla. High School Activities Assoc.;** provides technical revisions; renames association as Fla. High School Athletic Association; revises procedures for students' physical examinations; revises membership of board of directors; deletes obsolete provisions. Amends 1006.18,.20.

Calendar without reference; Closed to amendments on 5/1/2003

#### **HB 491 by Benson, Hasner, Homan, Murzin, Quinones, Rivera, Zapata (Linked H 0315, Similar CS/CS/S 1770, Compare CS/S 1414)**

**Exemption from Public Records Requirements of Certain Information held by the Florida Institute for Human and Machine Cognition, Inc.;** Creates an exemption from public records requirements for specified materials, actual and potential trade secrets, patentable material, proprietary information received, generated, ascertained, or discovered during the course of research conducted by or through the Florida Institute for Human and Machine Cognition, Inc., and its subsidiaries, business transactions resulting from such research, information received by the corporation or a subsidiary from a person from another state or nation or the Federal Government which is otherwise confidential or exempt, information received by the corporation or a subsidiary in the performance of its duties and responsibilities which is otherwise confidential and exempt, and identifying information of a donor or prospective donor to the corporation or a subsidiary; provides for specified access to certain information by governmental entities; creates an exemption from public meetings requirements for portions of meetings of the corporation or a subsidiary at which confidential or exempt information is presented or discussed; provides for future review and repeal; provides a statement of public necessity; provides a contingent effective date. Effective Date: This act shall take effect July 1, 2003, if HB 315 or similar legislation is adopted in the same legislative session or an extension thereof and becomes law

Subcommittee on Higher Education: Favorable; Education K-20: Favorable With Committee Substitute; Subcommittee on Education Appropriations: Favorable; Appropriations: Favorable; Closed to amendments on 4/29/2003

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**HB 509 by Bowen, Allen, Evers, McInvale, Poppell, Rivera**  
(Similar S 1644)

**Agricultural Fertilizers;** Provides that nitrogen and phosphorus contamination are water quality issues; includes surface water in the types of waters in which residues are found; includes a fee for fertilizer that contains phosphorus; revises purposes for use of collected fees; provides for implementation of interim measures, best-management practices, or other measures for compliance with state water quality standards; revises rulemaking provisions; revises dates for expiration of certain provisions. Effective Date: This act shall take effect July 1, 2003

Agriculture: Favorable; Natural Resources: Favorable With Committee Substitute; Subcommittee on Agriculture & Environment Appropriations: Favorable; Closed to amendments on 4/24/2003

**SB 1644 by Natural Resources, Argenziano, Siplin, Bullard** (Similar H 0509)

**Nitrate & Phosphorus Fertilizers;** provides legislative findings & intent re protecting state's water resources; requires that persons licensed to distribute fertilizer pay fee on fertilizer containing nitrogen or phosphorus; revises purposes for which Agriculture & Consumer Services Dept. may use proceeds of fees levied against persons licensed to distribute fertilizer; revises requirements for dept. re adopting rules; revises dates for expiration, etc. Amends 576.045.

Calendar without reference; Closed to amendments on 5/1/2003

**HB 537 by Bowen** (Similar CS/S 0476, Compare CS/CS/S 2738)

**Environmental Health;** Provides for regulation of portable restroom contracting; requires a portable restroom contractor to apply for registration with the Department of Health; provides requirements for registration, including examination; provides for administration; provides rulemaking authority; provides for renewal of registration, including continuing education; provides for certification of partnerships and corporations; provides grounds for suspension or revocation of registration; provides fees, prohibitions, and penalties; authorizes imposition of an administrative fine; authorizes the department to enter the business premises of any portable restroom contractor for compliance determination and enforcement; authorizes issuance of a citation, which may contain an order of correction or a fine; authorizes the continuation of permit fees for system construction permits for onsite sewage treatment and disposal systems. Effective Date: This act shall take effect July 1, 2003

Subcommittee on Health Standards: Favorable With 1 Amendment; Health Care: Favorable With Committee Substitute; Finance & Tax: Favorable With Committee Substitute; Closed to amendments on 4/30/2003

**HB 545 by Llorente, Bullard, Cantens, Planas, Rivera, Robaina, Roberson, Zapata** (Identical CS/S 2078)

**Medical Practice;** Authorizes issuance of temporary certificates for visiting physicians to obtain medical privileges for instructional purposes in conjunction with certain plastic surgery training programs and plastic surgery educational symposiums; provides

for issuance of such certificates without examination to applicants who meet specified requirements; specifies the validity period of such certificates; limits the number of certificates that may be issued per calendar year; provides financial responsibility requirements; provides practice limitations and conditions; prohibits issuance of a certificate to a physician under investigation for a practice violation in another jurisdiction. Effective Date: This act shall take effect upon becoming a law

Subcommittee on Health Standards: Favorable With 2 Amendments; Health Care: Favorable With Committee Substitute; Subcommittee on Commerce & Local Affairs Appropriations: Favorable With 1 Amendment; Appropriations: Favorable With Committee Substitute; Closed to amendments on 4/30/2003

**CS/SB 2078 by Health, Aging, and Long-Term Care, Villalobos** (Identical H 0545)

**Medical Practice;** authorizes issuance of temporary certificates for visiting physicians to obtain medical privileges for instructional purposes in conjunction with certain plastic surgery training programs & plastic surgery educational symposiums; limits number of certificates that may be issued per calendar year; provides financial responsibility requirements; provides practice limitations & conditions, etc. Creates 458.3137.

Calendar without reference; Closed to amendments on 4/30/2003

**HB 127 by Attkisson** (Similar S 1024)

**Non-ad Valorem Assessments;** Revises a time period for holding non-ad valorem assessment adoption hearings; provides for meeting notice requirements for multi-year non-ad valorem assessments. Effective Date: This act shall take effect upon becoming a law

Subcommittee on Local Affairs: Favorable With 2 Amendments; Local Government & Veterans' Affairs: Favorable With Committee Substitute; Finance & Tax: Favorable With Committee Substitute; Closed to amendments on 5/1/2003

**SB 1024 by Comprehensive Planning, Atwater** (Similar H 0127)

**Non-Ad Valorem Assessments;** changes time for holding public hearing at which non-ad valorem assessment is adopted; prescribes method of notice for non-ad valorem assessments collected for more than 1 year. Amends 197.3632.

Calendar without reference; Closed to amendments on 5/1/2003

**HB 1903 by Business Regulation, Mayfield, Ritter** (Similar CS/S 0654, Compare H 0995, S 2052)

**Regulation of Telecommunications Companies;** Creates the Tele-Competition Innovation and Infrastructure Act of 2003; provides legislative finding that provision of unregulated voice-over-internet protocol is in the public interest; changes the term

"alternative local exchange telecommunications company" to "competitive local exchange telecommunications company"; extends the time period for mandatory provision of basic local exchange telecommunications services within the territory of a local exchange telecommunications company; extends the transitional time period for the PSC's provides an interim mechanism for maintaining universal service objectives and authority for the PSC to change it during such period; delays requirement that the Legislature establish a permanent mechanism; delays date on which competitive local exchange telecommunications company may petition the Public Service Commission to become a universal service provider and carrier of last resort; provides exclusivity for certain regulations; provides circumstances under which certain telecommunication companies may elect alternative regulations; prohibits an increase in certain regulations on competitive local exchange telecommunications companies; provides for an expedited process to facilitate quick resolution of disputes between telecommunications companies; provides procedures for staying election of local exchange telecommunications companies to be subject to alternative regulations; requires certain local exchange telecommunications companies to provide Lifeline services to certain persons; prohibits rate increases for basic local telecommunications services provided to such persons; changes period in which intrastate access rates are capped; removes limitations on certain rate increases; eliminates certain fees; providing presumption of validity for certain tariff changes made by intrastate interexchange telecommunications companies; authorizes local exchange telecommunications companies to petition PSC for certain reduction of intrastate network access rates; requiring revenue neutrality; eliminates the requirement that intrastate interexchange telecommunications companies obtain a certificate of public convenience prior to providing operator services. Effective Date: This act shall take effect upon becoming a law

Calendar without reference; Closed to amendments on 4/25/2003

#### **CS/SB 654 by Communication and Public Utilities, Haridopolos** (Similar H 1903, Compare H 0995, S 2052)

**Telecommunications Companies;** provides legislative finding that provision of unregulated voice-over-internet protocol is in public interest; changes term "alternative local exchange telecommunications company" to "competitive local exchange telecommunications company"; provides procedures for staying election of local exchange telecommunications companies to be subject to alternative regulations, etc. Amends FS.

Calendar without reference **(IF RECEIVED)**

#### **HB 1749 by Judiciary, Kottkamp** (Similar S 2700)

**Probate and Trusts;** Provides that fact that missing persons was subject to a "specific peril" is evidence for a finding of a presumptive death; revises conflict of interest standards; eliminates requirement that property be homestead property to be excepted from the application of the Florida Uniform Disposition of Community Property Rights at Death Act; provides that military testamentary instruments executed pursuant to federal law are valid in this state; revises language with respect to antilapse provisions, the probate of notarial wills, and the notice of administration; changes the time in which notice to creditors must be served; revises language with respect to the general power of the personal representative and the awarding of taxable costs and attorney's fees; revises language with respect to notice to creditors, revocable trust prior to dissolution of

marriage, costs and attorney's fees in trust proceedings, proceedings for review of employment of agents and review of compensation of trustee and employees of trust, and powers exercisable by joint trustees; provides antilapse provision with respect to inter vivos trusts under certain circumstances. Effective Date: This act shall take effect upon becoming a law

Appropriations: Favorable With Committee Substitute; Closed to amendments on 4/28/2003

#### **SB 2700 by Campbell** (Similar H 1749, Compare H 1917)

**Probate & Trusts/Limitations;** provides that fact that missing person was subject to specific peril of death is evidence for finding of presumptive death; provides that military testamentary instruments executed pursuant to federal law are valid in this state; revises provisions re notice of administration & re general power of personal representative & re notice to creditors; revises provisions re costs & attorney's fees, etc. Amends FS.

Calendar without reference; Closed to amendments on 5/1/2003

#### **HB 627 by Bilirakis, Cantens** (Similar CS/CS/S 1694, Compare H 1819, CS/S 1680)

**Insurance Fraud;** Provides for bringing an action against unauthorized insurers; makes unlawful affiliated party participation in insurance business without authorization; provides a criminal penalty; provides criminal penalties for acting as an insurer without a valid certificate; makes unlawful in sales of motor vehicle goods misrepresentations of used or repossessed goods as new or original; provides a criminal penalty; provides a criminal penalty for overcharges relating to services and parts for motor vehicle repair. Effective Date: This act shall take effect July 1, 2003

Subcommittee on Insurance Regulation: Favorable With Amendments; Insurance: Favorable With Committee Substitute; Closed to amendments on 4/30/2003

#### **HB 657 by Kravitz, Clarke, Hasner, Littlefield, Machek, Murzin, Richardson, Sobel** (Similar CS/CS/S 0572)

**Dental Licensure Examinations;** Allows senior dental students to take the state dental licensure examinations under specified conditions and requires graduation to qualify for licensure; allows senior dental students to take regional licensure examinations under specified conditions and only for the purpose of facilitating their licensure in other jurisdictions; requires preapproval by the Board of Dentistry and provides prerequisites to such approval. Effective Date: This act shall take effect July 1, 2003

Health Care: Favorable With Committee Substitute; Subcommittee on Health Standards: Favorable; Closed to amendments on 4/30/2003

#### **HB 715 by Rivera, Bullard, Cantens, Davis, M., Gannon, Llorente, Planas, Robaina, Rubio, Zapata** (Similar S 2050)

**Child Custody Evaluations;** Provides a presumption of good faith for the actions of a court-appointed psychologist who



**HB 939 by Russell, Allen** (Identical S 1632)

**County Governments;** Provides additional powers for county governing bodies with respect to taxing and benefit units within the county. Effective Date: This act shall take effect July 1, 2003

Local Government & Veterans' Affairs: Favorable; Subcommittee on Local Affairs: Favorable; Finance & Tax: Favorable With Committee Substitute; Closed to amendments on 4/29/2003

**SB 1632 by Fasano** (Identical H 0939)

**County Governments;** provides additional powers for county governing bodies re taxing & benefit units within county. Amends 125.01.

Calendar without reference; Closed to amendments on 4/29/2003

**HB 967 by Adams** (Identical S 1402)

**Motor Vehicle Title Certificates;** Requires the Department of Highway Safety and Motor Vehicles to retain for at least 10 years certain documents pertaining to certificates of title. Effective Date: This act shall take effect July 1, 2003

Transportation: Favorable; Subcommittee on Highway Safety: Favorable; Subcommittee on Transportation & Economic Development Appropriations: Favorable; Closed to amendments on 4/30/2003

**HB 999 by Negron**

**Health Insurance;** Changes form filing requirements; provides criteria for determining that premium rates are not excessive or inadequate; establishes minimum loss ratios for consideration in disapproval of forms; provides exemptions; revises conditions that must be met for exemption from provisions regulating group, blanket, and franchise health insurance policies for a group health insurance policy issued or delivered outside this state under which a resident of this state is provided coverage; provides limitations on premium increases, reduction of benefits, and contractual modifications. Effective Date: This act shall take effect July 1, 2003

Subcommittee on Health Access & Financing: Favorable With Amendments; Insurance: Temporarily Deferred; Insurance: Favorable With Committee Substitute; Closed to amendments on 5/1/2003

**HB 1045 by Patterson** (Similar S 0340)

**Involuntary Commitment Under the Baker Act;** Provides that a patient admitted for involuntary examination to a hospital may be released with the approval of an emergency department physician and completion of an involuntary examination. Effective Date: This act shall take effect upon becoming a law

Future of Florida's Families: Favorable With Committee Substitute; Subcommittee on Elder Affairs & Long-Term Care: Favorable With 1 Amendment; Subcommittee on Health Appropriations: Favorable With 1 Amendment; Closed to amendments on 4/24/2003

**CS/CS/SB 340 by Health, Aging, and Long-Term Care, Judiciary, Lynn** (Similar H 1045)

**Involuntary Commitment/Baker Act;** provides that patient admitted for involuntary examination to hospital may not be released without approval of emergency department physician & completion of involuntary examination. Amends 394.463.

Calendar without reference; Closed to amendments on 4/30/2003

**HB 1049 by Stargel** (Similar CS/CS/S 2464)

**Professions;** Revises provisions relating to the examinations required to practice in this state as an engineer; requires certification of any business organization offering engineering services to the public; revises provisions relating to disciplinary penalties to increase the administrative fine and authorize the imposition of restitution; revises duties of the Board of Professional Engineers, the Florida Engineers Management Corporation, and the Department of Business and Professional Regulation with respect to regulation of the practice of engineering; provides that the president of the management corporation shall be selected by the management corporation and shall serve as executive director of the board, subject to approval of the board; eliminates the position of contract administrator; revises the submission date for the annual status report; restricts the requirement of posting a performance bond to certain persons not employed by the management corporation; revises duties and authority to investigate complaints and prosecute cases; exempts state agencies from the on-line procurement of professional services and from the payment of fees required pursuant thereto. Effective Date: This act shall take effect October 1, 2003

Business Regulation: Favorable With Committee Substitute; Subcommittee on Trades, Professions & Regulated Business: Favorable With 1 Amendment; Appropriations: Favorable With Committee Substitute; Subcommittee on Commerce & Local Affairs Appropriations: Favorable With 1 Amendment; Closed to amendments on 4/29/2003

**HB 1133 by Davis, D., Davis, M.** (Compare CS/S 1528)

**Governmental Efficiency and Productivity;** Requires the Department of Management Services to issue an invitation to negotiate for the purpose of establishing a state term contract to conduct a review of certain agency service contracts. Effective Date: This act shall take effect upon becoming a law

State Administration: Favorable With Committee Substitute; Closed to amendments on 4/23/2003

**HB 1279 by Baxley** (Similar CS/CS/S 2242)

**Charter Schools;** Provides guiding principles for charter schools; requires an emphasis on reading and certain accountability measures; authorizes community colleges to develop charter schools; revises application requirements; eliminates limitation on the number of charter schools per school district; revises administrative fees charged by a charter school sponsor; revises provisions relating to charter lab schools; revises eligibility criteria and purposes for charter school capital outlay funding. Effective Date: This act shall take effect September 1, 2003

Education K-20: Favorable With Committee Substitute; Subcommittee on Education Appropriations: Favorable With 1 Amendment; Appropriations: Favorable With Committee Substitute; Closed to amendments on 5/1/2003

**CS/CS/SB 2242 by Appropriations, Education, Webster** (Similar H 1279)

**Charter Schools;** requires emphasis on reading; authorizes state university or community college to sponsor charter school; eliminates limitations on number of charter schools per school district; revises administrative fee sponsor is authorized to withhold; revises conditions for charter schools to receive funding; revises purposes for which charter school capital outlay funds may be used, etc. Amends 1002.33,.32, 1013.62.

Calendar without reference; Closed to amendments on 5/1/2003

**HB 1401 by Adams, Homan, Rivera, Sansom, Wishner** (Similar S 1582)

**Blood Establishments;** Defines the term "blood establishment"; requires that a blood establishment be operated in this state in compliance with federal regulations for blood establishments; declares a blood establishment operating in a manner inconsistent with such federal regulations a nuisance; authorizes the Agency for Health Care Administration or any state attorney to bring an action for injunction to cease operations or enjoin future operations of any blood establishment operating in a manner inconsistent with such federal regulations. Effective Date: This act shall take effect October 1, 2003

Health Care: Favorable With Committee Substitute; Subcommittee on Health Standards: Favorable With 1 Amendment; Closed to amendments on 4/23/2003

**SB 1582 by Health, Aging, and Long-Term Care, Saunders** (Similar H 1401)

**Blood Establishments;** defines term "blood establishment"; provides standards for operation of blood establishment; declares blood establishment that does not meet those standards to be nuisance; authorizes AHCA or any state attorney to bring action for injunction to cease operations or enjoin future operations of any blood establishment that does not meet standards & that endangers donors or recipients.

Calendar without reference

**HB 37 by Kravitz, Cantens, Cusack, Davis, D., Harrell, Littlefield, Murman, Needelman, Roberson, Sansom, Zapata** (Similar S 1806)

**Sexual Offenders;** Prohibits certain sexual offenders subject to conditional release supervision from living within a specified distance of certain places where children congregate; prohibits persons convicted of certain sex crimes from residing within 1,000 feet of a school, day care center, park, playground, school

bus stop, or other places where children congregate; requires district school boards to notify the Department of Corrections regarding school bus stop locations; prohibits school boards from establishing new school bus stops within 1,000 feet of the residence of sex crime offenders. Effective Date: This act shall take effect October 1, 2003

Subcommittee on Corrections: Favorable With 1 Amendment; Public Safety & Crime Prevention: Favorable With Committee Substitute; Subcommittee on Pre-K through 12: Favorable; Education K-20: Favorable; Subcommittee on Public Safety Appropriations: Favorable With 1 Amendment; Closed to amendments on 5/1/2003

**HB 1639 by Davis, M., Kendrick, Pickens, Rivera** (Similar S 1050)

**State Waters and Marine Resources;** Revises notification requirements for described boating accidents; removes requirement that the Fish and Wildlife Conservation Commission place buoys; deletes prohibitions; deletes penalties for violation; authorizes the clerk of the circuit court to dismiss a citation for expired boating registration under certain circumstances; defines "molest"; revises penalties for described violations of saltwater products licensing requirements; revises penalties for unlawful possession of registered saltwater fisheries traps, registered stone crab traps, registered blue crab traps, and spiny lobster traps or removal of trap contents; prohibits willful molestation or possession of spiny lobster traps; deletes license requirement for live bait shrimping; deletes provisions requiring certain equipment while live bait shrimping. Effective Date: This act shall take effect upon becoming a law

Natural Resources: Favorable With Committee Substitute; Subcommittee on Public Lands & Water Resources: Favorable With 2 Amendments; Appropriations: Favorable With Committee Substitute; Subcommittee on Agriculture & Environment Appropriations: Favorable With 1 Amendment; Finance & Tax: Favorable; Closed to amendments on 4/30/2003

**SB 1050 by Appropriations, Smith** (Similar H 1639)

**Fish & Wildlife Conservation Comm.;** provides additional penalties for unlicensed sale or purchase of saltwater product or harvest or attempted harvest with intent to sell of saltwater product; provides additional penalties for offenses involving unlawful possession of or interference with saltwater fisheries traps; revises penalties for theft from, & provides penalties for theft of, stone crab traps, blue crab traps, etc. Amends Ch. 370, 327.30,.43.

Calendar without reference; Closed to amendments on 5/1/2003

**HB 1759 by Local Government & Veterans' Affairs, Jordan, Sorensen** (Similar CS/S 0684)

**Military Affairs;** Revises various provisions of pt. I of ch. 250, F.S., the Military Code, to make editorial changes, clarify and modernize language, and provide conforming amendments; provides definitions; designates the Adjutant General as the head of the Department of Military Affairs; provides additional authority of the Governor as Commander in Chief of the militia of the state; authorizes the Governor to delegate to the Adjutant General the

authority to convene a general court-martial; provides that persons declaring an intention to become citizens may be members of the Florida National Guard; specifies qualifications for general officers of the Florida National Guard; revises provisions relating to the organization of the Florida National Guard; revises the qualifications and duties of the Adjutant General; authorizes the Adjutant General to order troops to state active duty under certain circumstances; specifies qualifications for Assistant Adjutant Generals of the Florida National Guard; specifies requirements for education assistance programs and a tuition exemption program for members of the Florida National Guard; provides penalties for failure to comply with program requirements; requires the Adjutant General to appoint a president of the board of directors of the direct-support organization of the Department of Military Affairs; provides for the appointment of a specified number of members of the board of directors by the president of the board; specifies the duties of the Department of Military Affairs with respect to the organization; renames the Armory Board Trust Fund within the Department of Military Affairs as the Cooperative Agreement Trust Fund; provides legislative intent to codify specified existing trust funds within the Military Code; revises provisions relating to funds deposited within the Federal Law Enforcement Trust Fund and the uses thereof; removes an exemption from specified service charges; consolidates specified existing trust funds within a single section of statutes; provides for the source and use of funds deposited within the Camp Blanding Management Trust Fund; provides for the source and use of funds deposited within the Cooperative Agreement Trust Fund; revises provisions with respect to equipment and uniforms of commissioned officers and warrant officers; revises provisions with respect to armory operations allowances; eliminates necessary expenses of units located at an armory as allowance category; provides for deposit of funds; provides responsibility of the post commander with respect to receipt and distribution of the post armory operations allowance; provides for deposit of moneys for pay and allowances of troops ordered to state active duty in the Emergency Response Trust Fund; specifies additional circumstances under which the Adjutant General may activate troops; increases the penalty for failure to comply with an order to provide emergency aid to a civil authority; clarifies that injuries resulting from a pre-existing condition are not compensable; provides for coverage under the Workers' Compensation Law under certain circumstances; provides requirements of the Division of Risk Management of the Department of Financial Services and the Department of Military Affairs with respect to specified payments and legal costs; provides requirements for the continuation or reinstatement of health insurance upon call to active duty or state active duty; provides exceptions to specified notice requirements to an employer; prohibits the trial of a warrant officer or cadet by a summary court-martial; revises provisions relating to the convening of general courts-martial and punishments adjudged with respect thereto; limits punishments of special courts-martial with bad conduct discharge authority; revises provisions relating to the convening of special courts-martial and punishments adjudged with respect thereto; revises provisions relating to punishments adjudged pursuant to summary courts-martial; limits certain nonjudicial punishments; revises provisions relating to the appeal of a finding of guilt and the sentence of a court-martial and the dismissal of a general or special court-martial; provides for applicability of ch. 250, F.S., and the Uniform Code of Military Justice; provides for jurisdiction of a court-martial or court of inquiry; authorizes the Adjutant General and certain other military officers to issue pretrial confinement warrants and subpoenas and enforce the attendance of witnesses and the production of documents; revises penalties imposed for contempt; revises provisions with respect to the membership, organization, duties, and responsibilities of the Armory Board and provides additional duties; provides duties and requirements of the state quartermaster; revises provisions relating to receipt of funds and donations by the Armory Board and the use and deposit of funds; increases the penalties for violations involving wearing a uniform or insignia of rank without auth Effective Date: This act shall take effect upon becoming a law

Calendar without reference; Closed to amendments on 4/30/2003

**CS/SB 684 by Military and Veterans' Affairs, Base Protection, and Spaceports, Military and Veterans' Affairs, Base Protection, and Spaceports, Lynn, Bullard** (Similar H 1759)

**Military Affairs;** specifies persons exempt from military duty; provides for military law of state; provides duties & authority of Governor; designates Adjutant General as head of Military Affairs Dept.; provides additional duties of Governor as commander in chief of militia of state; provides that persons declaring intention to become citizens may be members of Florida National Guard; revises provisions re activation of troops, etc. Amends Ch. 250.

Calendar without reference; Closed to amendments on 5/1/2003

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J

**HB 1775 by Transportation, Russell** (Linked H 1773, Similar CS/S 1742)

**Trust Funds;** Creates the Transportation Revenue Bond Trust Fund within the Department of Transportation; provides for sources of moneys and purposes; provides for annual carryforward of unused funds; provides for future review and termination or re-creation of the trust fund; provides a contingent effective date. Effective Date: This act shall take effect July 1, 2003, if House Bill 1773 or similar legislation is adopted in the same legislative session or an extension thereof and becomes law

Calendar without reference; Closed to amendments on 4/30/2003

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**HB 935 by Stargel** (Similar CS/S 0090)

**Parent-child Privilege;** Creates a parent-child privilege to prevent disclosure of communications that were intended to be made in confidence; provides a definition; provides proceedings in which the privilege does not exist; provides for waiver of the privilege. Effective Date: This act shall take effect July 1, 2003

Judiciary: Favorable With Committee Substitute; Closed to amendments on 4/29/2003

**CS/SB 90 by Children and Families, Geller** (Similar H 0935)

**Parent-child Privilege;** creates parent-child privilege to prevent disclosure of communications that were intended to be made in confidence; defines term "parent"; provides proceedings in which privilege does not exist; provides for waiver of privilege; requires that guardian ad litem be appointed to represent minor child prior to court approving waiver of privilege. Creates 90.5045.

Calendar without reference

L

J



**HB 673 by Barreiro, Arza, Bullard, Davis, M., Gottlieb**  
(Similar S 0472)

**Mining Activities;** Redefines the term "construction materials mining activities"; creates the "Florida Construction Materials Mining Activities Administrative Recovery Act"; provides legislative findings and public purpose; provides that the Division of Administrative Hearings has exclusive jurisdiction over certain claims for damages relating to the use of explosives in connection with construction materials mining activities; provides for filing fees, except in cases of indigence; provides for deposit of filing fees; requires a person who uses explosives in connection with such activities to post security in a specified amount for a specified period; provides for rulemaking by the State Fire Marshal; provides for an administrative remedy; provides procedures for mediation and for formal hearings; allows recovery of certain costs and attorney's fees, with exceptions; provides for appeals; provides applicability. Effective Date: This act shall take effect upon becoming a law

Judiciary: Favorable With Committee Substitute; Insurance: Favorable; Closed to amendments on 4/29/2003

**SB 472 by Banking and Insurance, Smith, Pruitt, Geller, Diaz de la Portilla** (Similar H 0673)

**Mining Activities;** redefines term "construction materials mining activities"; provides that Administrative Hearings Div. has exclusive jurisdiction over certain claims for damages re use of explosives in connection with construction materials mining activities; provides for filing fees except in cases of indigence; designates trust fund for deposit of filing fees; provides procedures for mediation & for formal hearings, etc. Amends 552.30; creates 552.32-.44.

Calendar without reference; Closed to amendments on 5/1/2003

**HB 695 by Culp, Allen** (Similar S 0592, Compare H 0165, CS/S 1978)

**Corporate Affairs;** Defines the term "electronic transmission" for purposes of the Florida Not For Profit Corporation Act; authorizes forms of electronic transmission of notice for domestic or foreign corporations; provides for a corporation member to revoke consent to receiving notice by electronic transmission; provides that an affidavit of notice by electronic transmission is, in the absence of fraud, prima facie evidence of the facts stated in the notice; provides for domestication of foreign not-for-profit corporations; redefines "mortgage" for purposes of specified foreclosure proceedings to include liens created pursuant to covenants of a homeowners' association; revises condominium insurance requirements; provides for application of such requirements; requires a report be prepared for publication by the Office of Insurance Regulation of the Department of Financial Services; requires certain coverage; revises recordkeeping requirements; provides that the association is not liable for accidentally or inadvertently disclosing address information; authorizes the association to provide information to prospective purchasers or lienholders; provides for a fee for providing information; allows use of limited proxies for votes taken to waive financial reporting requirements; provides for a condominium association to transmit electronic notices to unit owners; revises

requirements for use of proxies for voting; authorizes the association to broadcast notice via a closed-circuit television system; prohibits notice by electronic transmission for a recall of board members; provides for association bylaws to authorize the electronic transmission of notices; provides that a described fee may be charged for preparation of a certificate stating amounts owed; provides that actions with respect to obligations of condominium owners shall not be deemed actions for specific performance; revises recordkeeping requirements for cooperative associations; provides that the association is not liable for accidentally or inadvertently disclosing address information; authorizes the association to provide information to prospective purchasers or lienholders; provides for a fee for providing information; provides for a cooperative association to transmit electronic notices to unit owners; revises requirements for use of proxies for voting; authorizes the association to broadcast notice via a closed-circuit television system; prohibits notice by electronic transmission for recall of board members; provides for association bylaws to authorize the electronic transmission of notices; provides that described fee may be charged for preparation of certificate stating amounts owed; provides that actions with respect to the obligation of cooperative owners shall not be deemed actions for specific performance; clarifies that corporations not for profit that operate residential homeowners' associations are subject to the Florida Not For Profit Corporation Act; authorizes a homeowners' association to broadcast notice via a closed-circuit television system; provides that the association is not liable for accidentally or inadvertently disclosing address information. Effective Date: This act shall take effect upon becoming a law

Commerce: Favorable With Committee Substitute; Subcommittee on Banking & Securities: Favorable; Business Regulation: Not Considered; Business Regulation: Favorable With Committee Substitute; Closed to amendments on 4/29/2003

**SB 592 by Judiciary, Regulated Industries, Commerce, Economic Opportunities, and Consumer Services, Geller, Lynn** (Similar H 0695, Compare H 0165, CS/S 1978)

**Corporate Affairs;** defines term "electronic transmission" for purposes of Florida Not For Profit Corporation Act; authorizes forms of electronic transmission of notice for domestic or foreign corporations; provides for corporation member to revoke consent to receiving notice by electronic transmission; revises provisions re insurance required for condominium property; revises provisions re official records of cooperative association, etc. Amends FS.

Calendar without reference; Closed to amendments on 5/1/2003

**HB 1197 by Simmons, Adams, Anderson, Benson, Davis, M., Murman** (Similar CS/S 2748)

**Baker Act;** Revises provisions relating to The Baker Act relating to guardian advocates, administration of medication, release of clinical records to court or law enforcement personnel, and involuntary examinations; creates provisions for involuntary outpatient placement relating to placement criteria and procedures, petitions, appointment of counsel, hearings and hearing masters, independent examinations, court orders, treatment plans and plan modifications, involuntary inpatient placement or involuntary assessment, a patient's competence, guardian advocates, voluntary treatment agreements, and procedures for continued involuntary outpatient placement; revises provisions relating to involuntary inpatient placement, requirements for placement orders, voluntary treatment

agreements, and procedures for continued involuntary outpatient placement. Effective Date: Except as otherwise provided herein, this act shall take effect October 1, 2004

Future of Florida's Families: Temporarily Deferred; Future of Florida's Families: Favorable With Committee Substitute; Subcommittee on Elder Affairs & Long-Term Care: Favorable With 1 Amendment; Judiciary: Favorable; Appropriations: Favorable With Committee Substitute; Closed to amendments on 5/1/2003

#### **HB 1787 by State Administration, Mack** (Similar S 2396)

**Public Records;** Creates a public records exemption for the alternative investments program of the State Board of Administration; provides an exception to the exemption; requires the Auditor General to report certain violations to the Commission on Ethics; requires the Auditor General to maintain the confidential and exempt status of information obtained, except as otherwise provided; provides for future review and repeal; provides a statement of public necessity. Effective Date: This act shall take effect upon becoming a law

Finance & Tax: Favorable; Closed to amendments on 4/17/2003

#### **HB 285 by Kallinger, Attkisson, Baxley, Hogan, Kottkamp, Murzin, Sansom, Stargel** (Identical S 1726)

**Human Cloning;** Creates the "Human Cloning Prohibition and Responsibility Act of 2003"; provides that it is unlawful to perform or attempt to perform human cloning, to participate or assist in an attempt to perform human cloning, or to ship or receive in commerce for any purpose an embryo produced by human cloning or any product derived from such embryo; provides penalties; provides construction with respect to scientific research; provides for enforcement of the act; provides limitations on commencement of actions; provides periods of limitations on actions and prosecutions for violations of the act. Effective Date: This act shall take effect upon becoming a law

Health Care: Favorable; Closed to amendments on 4/21/2003

#### **HM 1863 by Agriculture, Bowen, Allen, Antone, Evers, Harper, Kendrick, Macheck, McInvale, Poppell, Rivera, Spratt, Stansel, Troutman** (Similar S 2792)

**Orange Juice/International Trade;** Urges the President and Congress, in negotiating any new international trade agreement, to retain the existing tariff on orange juice imported to North America in order to promote fair trade in North America and ensure that North American orange juice producers will not be subjected to any additional adverse economic impact resulting from importation of orange juice produced outside North America.

Calendar without reference; Closed to amendments on 4/18/2003

#### **HB 1891 by Future of Florida's Families, Fiorentino, Green** (Compare CS/S 2568, S 2804, S 2766, S 2404, H 1397, CS/CS/S 0700, CS/CS/S 1782, S 2150, H 1871, CS/CS/S 0400)

**Protection and Delivery of Services to Persons who are Disabled, Vulnerable, or Elderly;** Permits administration of medication by certain unlicensed staff for persons with developmental disabilities; provides alternative payment methods for contracts for provision of local substance abuse and mental

health programs; provides additional persons which may be given a proxy for the making of health care decisions; provides that a public guardian shall be considered a professional guardian for certain purposes; provides for payment of certain guardianship costs from the guardianship estate; increases professional guardian registration fee; requires additional information for registration; transfers certain responsibilities from the Statewide Public Guardianship Office to the Department of Elderly Affairs; authorizes the Department of Elderly Affairs to contract with a not-for-profit entity to register professional guardians; provides that certain educational institutions may act as professional guardians without registering; provides additional regulation of professional guardians; provides that certain financial institutions are exempt from the regulations governing professional guardians; authorizes the court to require guardians to submit to credit history investigations and background screening; provides training requirements for parents appointed as guardians of the property of their minor children; allows guardians to employ care managers and disclose confidential information to an ombudsman without court approval; providing that the executive director of the Statewide Public Guardianship Office shall be appointed by the Secretary of Elderly Affairs; removes a limitation on what wards a public guardian may serve; creates the Guardianship Task Force to examine and make recommendations regarding guardianship in this state; provides that certain prior offenses shall be considered in conducting employment screening regardless of date of offense; requires applicants for licensure as a nursing home to provide proof of a legal right to occupy the property; delineates the types and number of deficiencies justifying denial, revocation, or suspension of a license as an assisted living facility; permits alternative methods of providing licensure notices to certain care facilities; provides that administrative fines for assisted living facilities or its personnel shall be imposed by AHCA in the manner provided in ch. 120, F.S.; provides for deposit of civil monetary fines in the Quality of Long Term Care Trust Fund; permits financial statements to be submitted for the Gold Seal program; revises training requirements for assisted living facilities; provides for a Medicaid home and community-based waiver for persons with Alzheimer's disease; reinstates provisions governing background screening of persons involved with health care services pools; exempts nursing homes and continuing care facilities from certain financial reporting requirements; requires that licensees of AHCA pay or arrange for payment of amounts owed to the agency by the licensee prior to transfer of the license or issuance of a license to a transferee. Effective Date: This act shall take effect upon becoming a law

Appropriations: Favorable With Committee Substitute; Closed to amendments on 5/1/2003

#### **HB 1687 by Zapata, Bullard, Carassas, Davis, M., Llorente, Planas, Rivera, Sorensen** (Similar S 2528, CS/CS/S 0186)

**Governmental Reorganization;** Provides for the creation of the Department of State and Community Affairs; provides the mission of the department; provides that the department shall be headed by a secretary known as the Secretary of State to be appointed by and serving at the pleasure of the Governor; establishes divisions within the department; provides that the Florida Housing Finance Corporation and the Division of Emergency Management shall be placed in the department for administrative purposes; requires appointment of division directors; provides for the appointment of deputy and assistant secretaries; provides for the establishment of bureaus, sections, and subsections deemed necessary by the secretary for certain purposes; provides for the appointment of directors or executive directors of any commission or council; repeals s. 20.10, F.S., relating to the Department of State; repeals s. 20.18, F.S., relating to the Department of Community Affairs; provides for the transfer of programs, functions, activities, powers, duties, rules, records, personnel, property, and unexpended balances among certain state agencies; deletes responsibilities regarding the

Commerce: Favorable With Committee Substitute; Local Government & Veterans' Affairs: Favorable With Committee Substitute; State Administration: Favorable With Committee Substitute; Closed to amendments on 4/30/2003

**City of Hialeah;** Provides for the relief of Asbel Llerena; authorizes and directs the City of Hialeah to compensate him for personal injuries and the death of Maria de Jesus Llerena due to the negligence of a City of Hialeah employee. Effective Date: This act shall take effect upon becoming a law

**Children and Families;** Creates the Commission on Marriage and Family Support Initiatives within DCF; provides for funding the commission from moneys currently allocated to the Commission on Responsible Fatherhood, which is abolished by this act; eliminates current community-based programs for encouraging responsible fatherhood. Effective Date: This act shall take effect July 1, 2003

**CS/SB 480 by Governmental Oversight and Productivity, Lynn (Similar H 1515)**

Calendar without reference; Closed to amendments on 5/1/2003

**Distribution of General Reports and Newsletters;** Prohibits government agencies from mailing unsolicited general reports and newsletters; permits such agencies to post general reports and newsletters on the agency's Internet website. Effective Date: This act shall take effect upon becoming a law

**SB 1768** by Haridopolos (Similar H 0559, Compare H 1913)

**Publication Information;** prohibits government agencies from mailing general unsolicited reports to any person in state; provides exceptions. Creates 283.551.

Calendar without reference; Closed to amendments on 5/1/2003

**Judicial Branch of Government;** requires state attorney to provide discovery materials to defendant; provides for payment of expenses for state attorney to assist in another circuit; deletes provisions re limitations on representation by public defenders in direct appeals of death penalty cases; provides criteria for determining whether conflict of interest exists; revises definition for purposes of retired judges or justices assigned to temporary duty, etc. Amends FS.

Calendar without reference; Closed to amendments on 5/1/2003

**Florida Hurricane Catastrophe Fund Assets;** Specifies that assets in the Florida Hurricane Catastrophe Fund be used exclusively for paying catastrophic hurricane loss insurance obligations, paying debt service on revenue bonds and financing arrangements issued by or on behalf of the fund, reinsurance costs of the fund, administrative expenses of the fund, and an annual appropriation for hurricane loss mitigation programs; specifies a required annual appropriation with limitations.

Insurance: Not Considered; Insurance: Favorable;  
Subcommittee on Insurance Regulation: Favorable;  
Subcommittee on Transportation & Economic Development  
Appropriations: Favorable; Closed to amendments on 4/24/2003

**Beach Improvement;** Prohibits use or loan of moneys designated for beach improvement, maintenance, renourishment, restoration, or erosion control for other purposes. Effective Date: This act shall take effect upon becoming a law

Subcommittee on Public Lands & Water Resources: Favorable;  
Natural Resources: Favorable; Finance & Tax: Temporarily  
Deferred; Finance & Tax: Favorable With Committee Substitute;  
Closed to amendments on 4/16/2003

**Tourist Development Taxes;** limits use of certain funds raised by tourist development taxes. Amends 125.0104.

Calendar without reference; Closed to amendments on 5/1/2003

L J

**HB 117 by Kosmas** (Compare CS/S 2162, S 0196, S 1762, S 2436, S 1750, H 0579)

**Road And Bridge Designations;** Dedicates the new Rose Bay bridges between the Cities of New Smyrna Beach and Port Orange to honor U.S. military POW's and MIA's; designates Ramon Puig Way in Miami-Dade County; designates Howard Futch Memorial Highway in Brevard and Osceola Counties; designates the John S. "Steve" Dennard Bridge in Bradford and Union Counties; designates Ed Fraser Memorial Highway in Baker County; designates Deputy Renee Danell Azure Memorial Highway in Union County; designates Correctional Officers Memorial Highway in Bradford and Union Counties; designates Trooper Charles W. Parks Memorial Highway in Nassau County; designates Dr. Martin Luther King, Jr., Drive in Orange County; designates Veterans Memorial Highway in Flagler County; designates Upchurch Memorial Highway in St. Johns County; designates Kelley Smith Highway in St. Johns and Putnam Counties; directs the Department of Transportation to erect suitable markers. Effective Date: This act shall take effect upon becoming a law

Subcommittee on Transportation Systems: Favorable With 3 Amendments; Transportation: Favorable With Committee Substitute; Subcommittee on Transportation & Economic Development Appropriations: Favorable With 5 Amendments; Closed to amendments on 4/30/2003

**HB 167 by Jennings, Bullard, Gibson, A., Harper, Richardson** (Identical S 2178)

**Trust Funds;** Creates the Digital Divide Trust Fund in the State Technology Office; provides for sources of moneys and purposes of the fund, administration of the fund, and for future review and termination or re-creation of the fund. Effective Date: This act shall take effect July 1, 2003

Subcommittee on Workforce & Economic Development: Favorable; Commerce: Favorable; Subcommittee on Education Innovation: Favorable; Education K-20: Favorable; Closed to amendments on 4/30/2003

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**HB 249 by Mealor, Baxley, Brandenburg, Bullard, Hogan, Robaina** (Similar S 0310)

**License Plates;** Creates the Child Abuse Prevention and Intervention license plate; provides funds to the Children's Home Society of Florida and the Florida Network of Children's Advocacy Centers. Effective Date: This act shall take effect July 1, 2003

Subcommittee on Highway Safety: Favorable; Transportation: Favorable; Subcommittee on Transportation & Economic Development Appropriations: Favorable With 2 Amendments; Closed to amendments on 4/30/2003

**SB 310 by Finance and Taxation, Children and Families, Transportation, Smith, Lynn, Peaden** (Similar H 0249)

**License Plate/Child Abuse Prevention;** creates Child Abuse Prevention & Intervention license plate; provides for

distribution of annual use fees received from sale of such plates; places limitations on use of sale proceeds. Amends 320.08056,.08058.

Calendar without reference; Closed to amendments on 5/1/2003

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**HB 381 by Brandenburg, Domino, Gottlieb, Homan, Troutman** (Similar S 0258)

**Public Funds;** Authorizes local governments to transfer funds to pay expenses, expenditures, or disbursements evidenced by invoice or other appropriate documentation. Effective Date: This act shall take effect July 1, 2003

Local Government & Veterans' Affairs: Favorable With Committee Substitute; Subcommittee on Local Affairs: Favorable With Amendments; State Administration: Favorable; Closed to amendments on 4/24/2003

**SB 258 by Geller** (Similar H 0381)

**Local Govt/Expenses/Electronic Pymt.;** authorizes local governments to pay certain expenses by means of electronic funds transfer. Amends 215.85.

Calendar without reference; Closed to amendments on 4/24/2003

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**HB 399 by Ryan, Davis, M., Gannon** (Similar S 0174)

**Marine Turtles;** Revises provisions of the Marine Turtle Protection Act to provide that it is a third degree felony to take, kill, possess, disturb, mutilate, destroy, cause to be destroyed, sell, offer for sale, transfer, molest, or harass a marine turtle or its nest, hatchlings, eggs, or parts thereof or to commit any such act that involves a specified number of marine turtle eggs; provides for an additional penalty to be assessed for each egg involved in such violation; provides that it is a third degree felony to solicit or conspire to violate the Marine Turtle Protection Act; provides for deposit of proceeds collected into the Marine Resources Conservation Trust Fund. Effective Date: This act shall take effect July 1, 2003

Subcommittee on Public Lands & Water Resources: Favorable; Natural Resources: Favorable With Committee Substitute; Public Safety & Crime Prevention: Favorable With Committee Substitute; Subcommittee on Agriculture & Environment Appropriations: Favorable

**SB 174 by Geller** (Similar H 0399)

**Protection of Marine Turtles;** provides penalties for violating Marine Turtle Protection Act; provides first-degree misdemeanor & third-degree felony penalties for knowingly possessing specified number or more of marine turtle eggs; provides additional penalty for each egg involved in such violation; provides that it is third-degree felony to solicit or conspire to violate Marine Turtle Protection Act, etc. Amends 370.12, 777.04, 921.0022.harass

Calendar without reference; Closed to amendments on 4/24/2003

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**HB 497 by Slosberg, Bullard** (Similar S 1936)

**Motor Vehicles;** Creates a 2-year Interstate 95 Lane Designation Pilot Project in Palm Beach County; provides legislative purpose; requires heavy trucks to use the two outermost lanes; provides penalties for violation; directs the Department of Transportation to erect signs; requires posting of signs prior to citation for violation. Effective Date: This act shall take effect October 1, 2003

Subcommittee on Transportation Systems: Favorable; Transportation: Favorable With Committee Substitute; Public Safety & Crime Prevention: Favorable; Subcommittee on Transportation & Economic Development Appropriations: Favorable; Closed to amendments on 4/29/2003

**HB 555 by Brutus** (Similar CS/S 1326, Compare S 1762, S 1958, H 0073, H 0579)

**Road Designations;** Designates Jean-Jacques Dessalines Boulevard, Toussaint L'Ouverture Boulevard, Frederick Douglass Boulevard, Alexandre Petion Boulevard, Lawton Chiles Boulevard, George Gill Boulevard, James Weldon Johnson Boulevard, and T. Stewart Greer Boulevard; directs the Department of Transportation to erect suitable markers. Effective Date: This act shall take effect upon becoming a law

Subcommittee on Transportation Systems: Favorable; Transportation: Favorable With Committee Substitute; Subcommittee on Transportation & Economic Development Appropriations: Favorable; Closed to amendments on 4/29/2003

**HB 577 by Kendrick, Allen, Bullard, Gibson, A.** (Similar CS/CS/S 1924)

**Financial Services;** Revises provisions relating to mortgage brokerage, mortgage lending, and financial services licensees; specifies nontransferability of permits and licenses; provides requirements for changes in ownership or controlling interest of businesses; provides for cancellation and reinstatement of permits and licenses; clarifies continuing education provisions; clarifies types of financial institutions eligible for exemptions from application of provisions of law; authorizes the Financial Services Commission or the Office of Financial Institutions and Securities Regulation to require information from applicants for licensure; provides for electronic filing of license renewal forms; revises mortgage broker licensure application and examination requirements; provides education, testing, and designation requirements for principal representatives or mortgage lenders; authorizes the commission to provide requirements for destruction of required licensee information. Effective Date: This act shall take effect October 1, 2003

Subcommittee on Banking & Securities: Favorable With 1 Amendment; Commerce: Favorable With Committee Substitute; Finance & Tax: Favorable; Subcommittee on Commerce & Local Affairs Appropriations: Favorable; Closed to amendments on 4/29/2003

**HB 579 by Kendrick, Richardson** (Compare CS/S 2162, H 0117, S 0196, S 2436, S 0270, H 0555, H 0073, CS/S 1326, S 1994, S 1958, S 1750)

**Road and Bridges Designations;** Designates a portion of Interstate 75 as Purple Heart Memorial Highway; designates Dr. Martin Luther King, Jr., Memorial Highway in Hamilton County;

designates Nott Circle Roundabout in Suwannee County; designates the Dr. Martin Luther King, Jr., Memorial Highway in Gadsden County; designates the Jim Deaton Memorial Bridge in Duval County; designates the L. E. Buie Bridge in Palm Beach County; dedicates certain bridges in Volusia County to honor U.S. military POW's and MIA's; designates Jean-Jacques Dessalines Boulevard and Toussaint L'Ouverture Boulevard in Miami-Dade County; directs the Department of Transportation to erect suitable markers. Effective Date: This act shall take effect upon becoming a law

Subcommittee on Transportation Systems: Favorable With 2 Amendments; Transportation: Favorable With Committee Substitute; Subcommittee on Transportation & Economic Development Appropriations: Favorable With Amendments; Appropriations: Favorable With Committee Substitute; Closed to amendments on 4/30/2003

**SB 1994 by Transportation, Argenziano**

**Road & Bridge Designations;** designates portion of Interstate 75 as Purple Heart Memorial Highway; designates Dr. Martin Luther King, Jr., Memorial Highway in Hamilton County; designates Nott Circle Roundabout in Suwannee County; designates Dr. Martin Luther King, Jr., Memorial Highway in Gadsden County; designates Jim Deaton Memorial Bridge in Duval County; designates portion of St. Rd. 50 in Orange Co. as Martin L. King, Jr., Drive, etc.

Calendar without reference; Closed to amendments on 5/1/2003

**HB 711 by Machek** (Identical CS/S 1754)

**Soil and Water Conservation;** Increases membership of the Soil and Water Conservation Council; specifies qualifications for members; revises provisions relating to the creation and discontinuance of soil and water conservation districts; authorizes the Commissioner of Agriculture to dissolve or discontinue a district. Effective Date: This act shall take effect July 1, 2003

Local Government & Veterans' Affairs: Favorable With Committee Substitute; Subcommittee on Local Affairs: Favorable With Amendments; Agriculture: Favorable; Subcommittee on Agriculture & Environment Appropriations: Favorable; Closed to amendments on 4/29/2003

**HB 1395 by McInvale** (Similar CS/CS/S 2238)

**Real Estate Appraisers;** Revises and provides definitions applicable to regulation of real estate appraisers; provides that licenses for the category of licensed appraiser shall not be issued after a specified date; redesignates registered assistant appraisers as registered trainee appraisers; authorizes real estate brokers, broker-salespersons, and salespersons to provide valuation services without being regulated as appraisers; authorizes brokers and salespersons to give price opinions without being regulated as appraisers; removes authorization for graduate students in appraising to be supervised by licensed brokers; grants the Florida Real Estate Appraisal Board power by rule to establish standards for and regulate supervisory appraisers; clarifies applicability of fee provisions to certification and registration; clarifies experience requirements for certification of residential and general appraisers; requires postlicensure education for registered trainee appraisers to maintain registration; requires completion of such education prior to the second renewal following initial registration; requires

requelification for subsequent registration as a trainee appraiser; authorizes a physical hardship extension; revises continuing education requirements to authorize and provide for certification of distance learning courses by independent certification organizations; requires a registered trainee appraiser to perform appraisal services under the direct supervision of a licensed or certified appraiser; provides that a registered trainee appraiser may only receive compensation through or from the primary supervisory appraiser; provides requirements for supervision of registered trainee appraisers; clarifies authority to inspect appraisers and appraisal offices; provides for reciprocity for nonresident appraisers; requires an irrevocable consent to suits and actions and provides for service of process or pleading; requires resident appraisers who become nonresidents to notify the board and comply with nonresident requirements; authorizes the board to adopt rules for regulation of nonresident appraisers. Effective Date: This act shall take effect July 1, 2003

Subcommittee on Trades, Professions & Regulated Business: Favorable With 1 Amendment; Business Regulation: Favorable With Committee Substitute; Closed to amendments on 4/30/2003

**HB 1575 by Peterman, Allen, Antone, Bullard, Zapata**  
(Similar CS/CS/S 1258)

**Agency Reorganization;** Transfers the Division of Retirement and its powers, duties, functions, components, and assets from the Department of Management Services to the State Board of Administration; provides status of division personnel under the Career Service System; provides a continuing appropriation from certain firefighter pension trust funds; provides for the issuance of benefit payments to certain persons by the Department of Financial Services, the State Board of Administration, or a third-party agent. Effective Date: This act shall take effect July 1, 2003

Appropriations: Favorable With Committee Substitute; State Administration: Favorable With Committee Substitute; Closed to amendments on 5/1/2003

**HB 633 by Slosberg, Allen, Baxley, Gannon, McInvale**  
(Similar CS/CS/S 0052, Compare H 0189)

**Driver Licenses;** Requires vision tests for applicants for license renewal; prohibits those applicants from renewing by telephone or electronic means; requires the department to study the effects of aging on driving ability; creates the Florida At-Risk Driver Council to participate in the study and to advise the department on issues related to older at-risk drivers. Effective Date: Except as otherwise provided herein, this act shall take effect January 1, 2004

Subcommittee on Highway Safety: Favorable With Amendments; Subcommittee on Transportation & Economic Development Appropriations: Favorable With Amendments; Judiciary: Favorable; Transportation: Favorable With Committee Substitute; Closed to amendments on 4/30/2003

**CS/CS/SB 52 by Health, Aging, and Long-Term Care, Transportation, Wise, Lynn** (Similar H 0633, Compare H 0189)

**Driver's Licenses/Vision Tests;** requires vision tests for certain applicants for license renewal; prohibits those applicants from renewing by telephone or electronic means; requires HSMV to study effects of aging on driving ability. Amends 322.18.

Calendar without reference; Closed to amendments on 5/1/2003

**HB 1405 by Machek, Cantens, Rubio** (Similar CS/S 2260)

**Water Management Districts;** Permits the governing board of the Southwest Florida Water Management District to amend basin boundaries by resolution; amends various provisions regarding the surface water improvement and management program, including: deleting funding requirements, changing criteria for determining the priority of water bodies under the programs, permitting participation by additional persons in the development of plans and programs, requiring identification of potential funding sources, requiring timely review of plans by state agencies, and authorizing water management districts to enter into contracts with governmental agencies regarding the development and implementation of programs; repeals inconsistent statutes. Effective Date: This act shall take effect upon becoming a law

Natural Resources: Favorable With Committee Substitute; Subcommittee on Public Lands & Water Resources: Favorable With 5 Amendments; State Administration: Favorable; Closed to amendments on 4/28/2003

**HB 1511 by Fields, Brown, Kilmer** (Compare S 2626)

**Colleges;** Changes the names of Chipola Junior College and Miami-Dade Community College; requires Miami-Dade College and Chipola College to seek accreditation as baccalaureate degree granting colleges; provides requirements relating to mission, policies, student fees, degrees, governance, employment, facilities, and funding. Effective Date: This act shall take effect July 1, 2003

Subcommittee on Higher Education: Favorable With 1 Amendment; Education K-20: Favorable With Committee Substitute; Closed to amendments on 4/29/2003

**HB 1695 by Smith, Bullard, Richardson** (Similar CS/S 2624)

**Florida Black Business Investment Board, Inc.;** Authorizes the Florida Black Business Investment Board, Inc., and black business investment corporations to participate in the Florida Minority Business Loan Mobilization Program; deletes a requirement that proposed bylaws or policies be approved by a majority of black business investment corporations; requires the board to certify black business investment corporations at least every 5 years; requires the board to adopt policies rather than rules; changes a report filing date. Effective Date: This act shall take effect upon becoming a law

Commerce: Favorable With Committee Substitute; Subcommittee on Workforce & Economic Development: Favorable; Closed to amendments on 4/30/2003

**CS/SB 2624 by Commerce, Economic Opportunities, and Consumer Services, Miller** (Similar H 1695)

**Fla. Black Business Investment Board;** authorizes Florida Black Business Board, Inc., & black business investment corporations to participate in Florida Minority Business Loan Mobilization Program; deletes requirement re approval of board by-laws; requires board to

certify black business investment corporations; provides for adoption of policies rather than rules; revises reporting date. Amends 288.706,.709,.7091,.71,.714.

Calendar without reference

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**BILLS PLACED ON CALENDAR AND AVAILABLE FOR FLOOR AMENDMENT**

**Tuesday, April 29, DAY 2**

Pursuant to House Rule 12.2-Filing: 2-day Amendment Cycle, the following bills were referred directly to Calendar or reported favorably by the last committee of reference by 4:30 p.m., **Friday, April 25**. A main floor amendment must be filed by 10:00 a.m. of the second day, Tuesday, April 29. A substitute floor amendment or amendment to a floor amendment must be filed by 6 p.m. on the second day, Tuesday, April 29.

A bill placed on a Special Order Calendar scheduled to be heard at a session prior to completion of the bill's **2 day** amendment filing cycle shall be available for floor amendment until 2 hours prior to the session at which the bill is scheduled to be heard. Substitute amendments and amendments to floor amendments for such a bill must be filed **1 hour** prior to the session at which the bill is scheduled to be heard.

HB 43	By Spratt, Baxley	Relating to Bridge Designations
HB 63	By Mack, Baxley, Bullard, Cantens, Cusack, Harrell, Kravitz, Littlefield, Rivera, Sansom, Stargel	Relating to Crimes Against Minors
HB 95	By Negron	Relating to Hernando County
HB 111	By Sorensen, Allen, Bullard, Harrell	Relating to Specialty License Plates
HB 143	By Sorensen	Relating to Monroe County Florida Keys Aqueduct Authority
HB 173	By Murman, Bucher, Bullard, Clarke, Davis, M., Detert, Gannon, Joyner, Kravitz, Rich, Richardson, Robaina, Roberson	Relating to Services for Victims of Sexual Battery
HB 185	By Sorensen	Relating to Key Largo Wastewater Treatment District; Monroe County
HB 189	By Slosberg, Bullard	Relating to Driving Privilege
HB 329	By Littlefield, Allen, Brummer, Bullard, Murzin, Ross, Troutman	Relating to Tax on Gross Receipts for Utility and Communications Services
HB 333	By Harrell, Murzin	Relating to Taxation
HB 335	By Dean	Relating to Employment & Appointment of Officers
HB 339	By Bowen, Allen, Antone, Bullard, Evers, Kendrick, Macheek, Poppell, Rivera, Spratt, Stansel, Troutman, Zapata	Relating to Food Safety
HB 363	By Vana, Gannon, Murzin	Relating to Drug Prescriptions

HB 405	By Spratt, Allen, Antone, Baxley, Bullard, Evers, Kendrick, Machek, Poppell, Rivera, Stansel, Troutman	Relating to Practice of Pest Control
SB 424	By Smith	Relating to Indian Reservations
HB 435	By Carassas	Relating to Coastal Redevelopment Hazard Mitigation
HB 439	By Rich, Bendross-Mindingall, Bilirakis, Bullard, Cusack, Davis, M., Gannon, Gottlieb, Henriquez, Joyner, Murman, Seiler, Wiles	Relating to Guardians Ad Litem
HB 463	By Arza, Cantens, Garcia, Planas, Priequez, Rivera, Robaina, Spratt, Zapata	Relating to Florida High School Activities Association
HB 475	By Murman, Allen, Attkisson, Brandenburg, Bucher, Bullard, Davis, D., Davis, M., Gannon, Garcia, Harper, Hasner, Hogan, Rich, Zapata	Relating to Human Services
HB 483	By Antone, Allen, Gannon, McInvale, Planas, Roberson, Troutman	Relating to Home Invasion Robbery
HB 491	By Benson, Hasner, Murzin, Quinones, Rivera, Zapata	Relating to Exemption from Public Records Requirements of Certain Information held by the Florida Institute for Human and Machine Cognition, Inc.
HB 497	By Slosberg, Bullard	Relating to Motor Vehicles
HB 523	By Patterson, Troutman	Relating to Continuing Education for Public Adjusters
HB 555	By Brutus	Relating to Road Designations
HB 577	By Kendrick, Allen, Bullard, Gibson, A.	Relating to Financial Services
HB 591	By Needelman	Relating to Melbourne-Tillman Water Control District, Brevard County
HB 673	By Barreiro, Arza, Bullard, Davis, M., Gottlieb	Relating to Mining Activities
HB 695	By Culp, Allen	Relating to Corporate Affairs
HB 703	By Pickens, Ambler, Arza, Harrell, Homan, Zapata	Relating to Quality Education
HB 711	By Machek	Relating to Soil and Water Conservation
HB 713	By Garcia	Relating to Transportation of Inmates
HB 717	By Brandenburg, Domino	Relating to School Speed Zones
HB 757	By Davis, M., Goodlette, Green, Kottkamp, Paul, Richardson, Rivera, Spratt, Troutman	Relating to Florida Gulf Coast University
HB 781	By Clarke, Bullard	Relating to Premium Finance Company Application Exemptions
HB 809	By Kilmer, Allen, Davis, M., Joyner, Murzin, Roberson	Relating to Economic Stimulus



SB 814	By Carlton	Relating to University Concurrency TF/DOE
SB 816	By Carlton	Relating to University Concurrency TF/DOE
HB 875	By Harrington, Attkisson	Relating to Highway Safety
HM 889	By Kilmer	Relating to Memorial Urging Congress to Fully Fund the Payments in Lieu of Taxes Program
HB 935	By Stargel	Relating to Parent=child Privilege
HB 939	By Russell, Allen	Relating to County Governments
HB 963	By Russell, Littlefield, Rivera	Relating to Florida Interlocal Cooperation Act of 1969
HB 1049	By Stargel	Relating to Professions
HB 1063	By Baxley, Allen, Homan, Kendrick, Troutman	Relating to Fish and Wildlife conservation Commission
HB 1067	By Domino, Clarke, Ross	Relating to communications Equipment Property Insurance
HB 1069	By Russell	Relating to Water Resources
HM 1085	By Brutus, Bullard	Relating to Immigration and Naturalization
HB 1087	By Brown, Zapata	Relating to Insurance
HJR 1093	By Green	Relating to Basic Rights for Persons with Disabilities
SB 1098	By Military and Veterans' Affairs, Base Protection, And Spaceports, Fasano, Lynn	Relating to Armed Forces/Reserves/National Guard
HB 1103	By Cusack	Relating to Bus Transportation
HB 1107	By Jordan, Cantens, Quinones	Relating to Children and Families
HB 1149	By Davis, D., Allen, Detert	Relating to Economic Development
HB 1159	By Ross, Robaina	Relating to Motor Vehicle Dealers
HB 1169	By Reagan, Troutman	Relating to Prompt Payment for Construction Services
HB 1185	By Ambler, Cantens, Rivera, Troutman, Zapata	Relating to Courts
HB 1205	By Gardiner	Relating to Truck Safety
HB 1221	By Gardiner, Robaina, Zapata	Relating to School District Governance
HB 1243	By Mealor, Bendross-Mindingall, Bullard, Roberson, Seiler	Relating to Timeshare plans
HB 1265	By Attkisson	Relating to Osceola County
HB 1285	By Cretul	Relating to Big Bend Historic Salt Water Paddling Trail

HB 1361	By Murzin, Bullard, Mayfield, Murman	Relating to Specialty License Plates
HB 1481	By Homan, Murzin	Relating To Distribution of Prescription Drugs
HB 1511	By Fields, Brown, Kilmer	Relating to Colleges
SB 1632	By Fasano	Relating to County Governments
HB 1685	By Brown	Relating to Liberty Fire District, Walton County
HB 1781	By Business Regulation, Priguez	Relating to Pari-mutuel Wagering
HB 1799	By Local Government & Veterans' Affairs, Sorensen	Relating to A Fee on Residential Acquisitions
HB 1819	By Insurance, Ambler, Berfield, Llorente	Relating to Motor Vehicle Insurance Affordability Reform
SB 1862	By Diaz de la Portilla	Relating to Community Development Districts
SB 1958	By Transportation, Bullard	Relating to Road Designations

**Tuesday, April 29, DAY 1**

Pursuant to House Rule 12.2-Filing: 2-day Amendment Cycle, the following bills were referred directly to Calendar or reported favorably by the last committee of reference by 4:30 p.m., **Monday, April 28**. A main floor amendment must be filed by 10:00 a.m. of the second day, Wednesday, April 30. A substitute floor amendment or amendment to a floor amendment must be filed by 6 p.m. on the second day, Wednesday, April 30.

A bill placed on a Special Order Calendar scheduled to be heard at a session prior to completion of the bill's **2 day** amendment filing cycle shall be available for floor amendment until 2 hours prior to the session at which the bill is scheduled to be heard. Substitute amendments and amendments to floor amendments for such a bill must be filed **1 hour** prior to the session at which the bill is scheduled to be heard.

HB 13	By Mahon, Cantens, Littlefield	Relating to Assault
HB 49	By Garcia, Baxley, Harrell, Rivera	Relating to Public Libraries
HB 83	By Brummer, Bean, Bullard, Cantens, Florentino, Gottlieb, Greenstein, Littlefield, Richardson, Stargel	Relating to Florida Retirement System
HB 113	By Kottkamp, Murzin, Planas, Zapata	Relating to Property Rights
HB 117	By Kosmas	Relating to Road and Bridge Designations
HB 167	By Jennings, Bullard, Gibson, Harper, A., Richardson	Relating to Trust Funds
HB 197	By Barreiro, Arza, Bullard, Cantens, Davis, M., Fiorentino, Greenstein, Kilmer, Murzin, Needelman, Planas, Rivera, Robaina, Rubio, Sorensen, Zapata	Relating to Plea Agreements
HB 249	By Meador, Baxley, Brandenburg, Bullard, Hogan, Robaina	Relating to License Plates
HB 287	By Cretul, Baxley, Troutman	Relating to Specialty License Plates
SB 312	By Smith, Lynn	Relating to Juvenile Justice Department
HB 315	By Benson, Murzin, Richardson	Relating to Florida Institute for Human and Machine Cognition
SB 340	By Health, Aging, and Long-Term Care, Judiciary, Lynn	Relating to Involuntary Commitment/Baker Act
HB 357	By Kilmer, Davis, M., Green, Holloway, Murzin, Spratt	Relating to construction Engineering and Inspection Services
HB 387	By Ambler, Homan, Littlefield, Zapata	Relating to Public Records and Public Meetings Exemptions
HB 425	By Benson	Relating to Escambia County
HB 433	By Murman	Relating to Behavioral Health Services
HB 441	By Brown, Bean, Bullard, Farkas, Green, Greenstein, Henriquez, Murman, Murzin, Spratt, Stansel	Relating to Hospitals
HB 467	By Quinones, Arza, Bendross-Mindingall, Henriquez, Rivera, Roberson, Rubio, Zapata	Relating to High School Graduation
HB 527	By Arza, Cantens, Rivera, Robaina,	Relating to Educational Facilities Benefit

	Zapata	Districts and Community Development Districts
HB 537	By Bowen	Relating to Environmental Health
HB 545	By Llorente, Bullard, Cantens, Planas, Rivera, Robaina, Roberson, Zapata	Relating to Medical Practice
HB 579	By Kendrick, Ricardson	Relating to Road and Bridges Designation
HB 617	By Hasner, Rivera	Relating to Sentencing
HB 627	By Bilirakis, Cantens	Relating to Insurance Fraud
HB 633	By Slosberg, Allen, Baxley, Gannon, McInvale	Relating to Driver Licenses
HB 657	By Kravitz, Clarke, Hasner, Littlefield, Machek, Murzin, Richardson, Sobel	Relating to Dental Licensure Examinations
CS/SB 680	By Education, Saunders, Aronberg	Relating to Florida Gulf Coast University
HB 715	By Rivera, Bullard, Cantens, Davis, M., Gannon, Llorente, Planas, Robaina, Rubio, Zapata	Relating to Child Custody Evaluations
SB 732	By Villalobos	Relating to Miami River Commission
HB 751	By Galvano, Ambler, Baxley, Littlefield, Reagan	Relating to H. Lee Moffitt Cancer Center and Research Institute and the Florida Alzheimer's Center and Research Institute at the University of South Florida
HB 769	By Troutman, Ross, Zapata	Relating to Motor Vehicle Service Agreements
HB 819	By Vana, Antone, Gannon	Relating to Instructional Materials for K-12 Public Education
HB 967	By Adams	Relating to Motor Vehicle Title Certificates
HB 989	By Harrell, Bullard, Cusack, Domino	Relating to Controlled Substances
HB 1075	By Poppell, Allen, Baxley, Bean, Bowen, Bullard, Cretul, Davis, M., Dean, Evers, Kendrick, Machek, Murzin, Pickens, Rivera, Ross, Spratt, Stansel, Troutman, Zapata	Relating to Use of Farm Lands
SB 1098	By Military and Veterans' Affairs, Base Protection, and Spaceports and Fasano Lynn;	Relating to Armed Forces/Reserves/National Guard
HB 1157	By Murzin	Relating to Administrative Procedures
SB 1218	By Agriculture and Argenziano, Bennett; Bullard	Relating to Food Safety and Security
HB 1287	By Barreiro, Bullard, Cantens, Kottkamp, Rivera	Relating to Criminal Offenses
HB 1273	By Needelman, Bullard	Relating to Community Control

HB 1319	By Harrington, Evers, Green, Kottkamp	Relating to Fish and Wildlife Conservation Commission
HB 1337	By Allen	Relating to Governmental Reorganization
HB 1353	By Waters, Bullard	
HB 1381	By Negron, McInvale, Zapata	Relating to Anesthesiologist Assistants
HB 1395	By McInvale	Relating to Real Estate Appraisers
SB 1426	By Governmental Oversight and Productivity and Posey	Relating to Municipalities/Per Diem & Travel
SB 1430	By Alexander	Relating to Gross Receipts Tax/Manufactured Gas
HB 1471	By Bowen, Spratt	Relating to Department of Agriculture and Consumer Services
HB 1509	By Hogan, Bullard	Relating to Worthless Checks
HB 1541	By Gottlieb	Relating to Cypress Creek Center Transportation Management District, Broward County
HB 1567	By Gottlieb	Relating to Broward County
HB 1621	By Bendross-Mindingall, Gottlieb, Roberson	Relating to Adult Protective Services
HB 1639	By Davis, M., Kendrick, Pickens, Rivera	Relating to State Waters and Marine Resources
HB 1687	By Zapata, Bullard, Carassas, Davis, M. Llorente, Planas, Rivera, Sorensen	Relating to Governmental Reorganization
HB 1695	By Smith, Bullard, Richardson	Relating Florida Black Business Investment Board, Inc.
HB 1711	By Fiorentino	Relating to Community Care for the Elderly
HB 1753	By Public Safety & Crime Prevention, Barreiro	Relating to Law Enforcement Officer Training
HB 1759	By Local Government & Veterans' Affairs, Jordan, Sorensen	Relating to Military Affairs
HB 1775	By Transportation, Russell	Relating to Trust Funds
HB 1835	By State Administration, Llorente, Mack	Relating to Public Transit
HB 1859	By Procedures, Hogan, Bense	Relating to Elections
HB 1869	By State Administration, Mack	Relating to Government Employment
HB 1879	By State Administration, Mack	Relating to Government Accountability
HB 1881	By State Administration, Mack	Relating to State Employee Health Insurance
CS/SB 2036	By Health, Aging, and Long-term Care, Smith	Relating to Uniform Commercial Code/Blood
CS/SB 2078	By Health, Aging, and Long-Term Care,	Relating to Medical Practice

Villalobos

CS/SB 2278

By Commerce, Economic Opportunities  
and Consumer Services, Atwater

Relating to Motor Vehicle Service  
Agreements

SB 2466

By Diaz de la Portilla

Relating to Premium Finance Company  
Application

## BILLS AND JOINT RESOLUTIONS ON SECOND READING

### **HB 13 by Mahon, Cantens, Littlefield** (Similar S 1372)

**Assault;** Authorizes a law enforcement officer to make an arrest without a warrant under described circumstances when an assault is made upon another person in that person's workplace; provides immunity from civil liability under described circumstances; defines the term "workplace." Effective Date: This act shall take effect upon becoming a law

Subcommittee on Criminal Justice: Favorable; Public Safety & Crime Prevention: Favorable; Judiciary: Favorable With Committee Substitute; Closed to amendments on 4/30/2003

### **HB 35 by Brutus, Roberson** (Similar CS/S 1854)

**School Personnel;** Requires charter school personnel to be subject to state and federal rules and regulations that govern public school personnel; requires certain personnel in an alternative school that operates under contract with a district school system to file a set of fingerprints and to be subject to state and federal rules and regulations. Effective Date: This act shall take effect July 1, 2003

Subcommittee on Education Innovation: Favorable With 1 Amendment; Closed to amendments on 5/1/2003

### **HB 59 by Bean, Adams, Baxley, Bullard, Cantens, Gibson, H., Harrell, Kendrick, Kilmer, Littlefield, Needelman, Richardson, Wiles, Zapata** (Similar S 2564, CS/S 1992)

**Medal of Heroism;** Provides that designated persons are eligible to receive the Medal of Heroism; provides for application to the Governor. Effective Date: This act shall take effect July 1, 2003

State Administration: Favorable With Committee Substitute; Subcommittee on Public Safety Appropriations: Favorable; Closed to amendments on 4/24/2003

### **HB 63 by Mack, Baxley, Bullard, Cantens, Cusack, Harrell, Kravitz, Littlefield, Rivera, Sansom, Stargel** (Similar S 1066)

**Crimes Against Minors;** Revises the elements of the crimes of kidnapping a minor child and false imprisonment of a minor child; revises the elements of the crime of luring or enticing a minor child for an unlawful purpose and increase the penalty for such a crime. Effective Date: This act shall take effect October 1, 2003

Subcommittee on Criminal Justice: Favorable; Public Safety & Crime Prevention: Favorable With Committee Substitute; Closed to amendments on 4/29/2003

### **HB 83 by Brummer, Bean, Bullard, Cantens, Fiorentino, Gottlieb, Greenstein, Littlefield, Richardson, Stargel** (Similar S 0328, Compare H 0703, CS/CS/S 1436, S 1646)

**Florida Retirement System;** Increases the period of time in which certain members of the Florida Retirement System who are employed as instructional personnel in grades K-12 may participate in the DROP; provides a time period for certain retired members to participate in the DROP. Effective Date: This act shall take effect June 30, 2003

State Administration: Favorable With Committee Substitute; Education K-20: Favorable; Subcommittee on Education Appropriations: Favorable With 1 Amendment; Closed to amendments on 4/30/2003

### **HB 111 by Sorensen, Allen, Bullard, Harrell** (Compare S 1954)

**Specialty License Plates;** Creates the U.S. Paratroopers specialty license plate; provides for distribution of annual use fees. Effective Date: This act shall take effect October 1, 2003

Subcommittee on Highway Safety: Favorable With 1 Amendment; Transportation: Favorable With Committee Substitute; Finance & Tax: Not Considered; Finance & Tax: Favorable; Closed to amendments on 4/29/2003

### **HB 123 by Dean, Rivera** (Similar CS/S 1666)

**Exemption from Public Records Requirements;** Provides an exemption from public records requirements for cellular telephone numbers, electronic pager numbers, specified identification numbers and access codes for certain electronic communications devices, and the identifying numbers contained in the billing records of such numbers, identification numbers, and access codes of active or former law enforcement officers; requires the Auditor General to report misuse of a cellular telephone or electronic pager by an active or former law enforcement officer; provides for exempt status of information obtained by the Auditor General and exceptions with respect thereto; provides for future review and repeal of the exemption; provides a statement of public necessity. Effective Date: This act shall take effect upon becoming a law

State Administration: Favorable With Committee Substitute; Subcommittee on Criminal Justice: Favorable; Public Safety & Crime Prevention: Favorable With Committee Substitute; Closed to amendments on 5/1/2003

### **HB 177 by Davis, D., Gibson, A., Hogan, Kravitz, Murzin** (Similar CS/S 0056)

**Health Care;** Provides an exemption from certificate-of-need requirements for certain open-heart-surgery programs; provides criteria for qualifying for the exemption; requires the Agency for Health Care Administration to report to the Legislature annually; provides for expiration of the exemption. Effective Date: This act shall take effect upon becoming a law

Subcommittee on Health Standards: Favorable With 1 Amendment; Health Care: Favorable With Committee Substitute; Subcommittee on Health Appropriations: Favorable

**HB 197 by Barreiro, Arza, Bullard, Cantens, Davis, M., Fiorentino, Greenstein, Kilmer, Murzin, Needelman, Planas, Rivera, Robaina, Rubio, Sorensen, Zapata** (Similar S 0736)

**Plea Agreements;** Prohibits, in any case in which a law enforcement officer is a victim of the crime before the court, the entering of a plea agreement purporting to bind present or future action, judgment, or speech of a law enforcement officer or law enforcement agency at any court, sentencing, or parole hearing or with regard to any investigation without reasonable prior notice to the affected officer or duly authorized representative of the affected law enforcement agency. Effective Date: This act shall take effect July 1, 2003

Subcommittee on Criminal Justice: Favorable With 1 Amendment; Public Safety & Crime Prevention: Favorable With Committee Substitute; Judiciary: Favorable; Closed to amendments on 4/30/2003

**HB 219 by Bean, Baxley, Bilirakis, Clarke, Cretul, Galvano, Hogan, Kallinger, Kilmer, Littlefield, Murman, Murzin, Sansom** (Similar S 0212)

**Health Care;** Creates the Women's Health & Safety Act; revises requirements for rules of the Agency for Health Care Administration relating to abortion clinics in which abortions are performed after the first trimester of pregnancy; requires abortion clinics to develop policies to protect the health, care, and treatment of patients; provides for severability. Effective Date: This act shall take effect July 1, 2003

Subcommittee on Health Standards: Favorable With 1 Amendment; Health Care: Favorable With Committee Substitute; Judiciary: Favorable With Committee Substitute; Closed to amendments on 4/28/2003

**SB 242 by Transportation, Saunders** (Identical H 1625)

**License Revocation/HSMV;** requires law enforcement agencies to notify HSMV of any traffic fatality or when law enforcement agency initiates action to obtain blood test for impairment in case of death or serious bodily injury; requires department to maintain certain records of convictions for persons holding foreign driver's license. Amends 322.20,.27.

Calendar without reference; Closed to amendments on 4/23/2003

**HB 243 by Holloway, Adams, Anderson, Arza, Attkisson, Baxley, Bilirakis, Brutus, Bullard, Cantens, Cretul, Davis, M., Evers, Fiorentino, Garcia, Hogan, Homan, Kendrick, Kilmer, Kottkamp, Llorente, Murzin, Needelman, Negron, Planas, Prieguez, Quinones, Rivera, Rubio, Sansom, Stansel, Stargel, Zapata** (Identical S 1916)

**School Prayer;** Authorizes individual district school boards by resolution to allow invocation or benediction at specified

secondary school-related events; provides legislative intent. Effective Date: This act shall take effect July 1, 2003

Judiciary: Favorable; Closed to amendments on 3/11/2003

**HB 261 by Ryan, Roberson** (Similar CS/S 0112)

**Dependent Children;** Specifies conditions under which the Department of Children and Family Services may consent to dispensing of psychotropic medication to a child in its custody prior to court order; provides requirements for a petition to the court for authority to dispense psychotropic medication; provides for prior review of a child's medical history and evidence that treatment is appropriate; provides conditions for discontinuation of medication; provides for court review of a child's progress. Effective Date: This act shall take effect July 1, 2003

Subcommittee on Human Services Appropriations: Favorable; Future of Florida's Families: Favorable With Committee Substitute; Subcommittee on Children's Services: Favorable With 1 Amendment; Judiciary: Favorable With Committee Substitute; Closed to amendments on 5/1/2003

**CS/SB 276 by Appropriations, Health, Aging, and Long-Term Care, Bullard**

**Florida Kidcare Program;** repeals s. 57 of chapter 98-288, Laws of Florida; abrogates repeal of Florida Kidcare Act. Abrogates repeal of 409.810-.820.

Calendar without reference; Closed to amendments on 5/1/2003

**HB 287 by Cretul, Baxley, Troutman** (Similar CS/S 0148)

**Specialty License Plates;** Creates a motorcycle specialty license plate; provides for distribution of fees to The Able Trust to be transferred to Prevent Blindness Florida, the Foundation for Vocational Rehabilitation, the Brain and Spinal Cord Injury Program Trust Fund, and the Florida Association of Centers for Independent Living. Effective Date: This act shall take effect October 1, 2003

Transportation: Favorable With Committee Substitute; Closed to amendments on 4/30/2003

**HB 321 by Attkisson, Kallinger, Kottkamp, Littlefield, Stargel** (Similar CS/S 0054)

**Local Government;** Prohibits local governments from requiring employers to pay a minimum wage in excess of the federal minimum wage, with exceptions. Effective Date: This act shall take effect upon becoming a law

State Administration: Favorable; Closed to amendments on 3/25/2003

**HB 333 by Harrell, Altman, Murzin** (Similar S 1162)

**Taxation;** Abrogates, by reviving and reenacting, a repeal of laws relating to the tourist development tax and the Florida Taxpayer's Bill of Rights notwithstanding a repeal scheduled under s. 11, ch. 2000-312, Laws of Florida. Effective Date: This act shall take effect upon becoming a law

Commerce: Favorable; Subcommittee on Tourism: Favorable; Finance & Tax: Favorable; Closed to amendments on 4/29/2003

**HB 335 by Dean** (Similar CS/S 1650)

**Committee Substitute for HB 335 Employment & Appointment of Officers;** Provides authority of the Criminal Justice Standards and Training Commission to certify, and revoke the certification of, agency in-service training instructors; revises a condition for exemption from the requirement of basic recruit training for applicants for employment or appointment as a full-time, part-time, or auxiliary law enforcement officer, correctional officer, or correctional probation officer; revises and provides additional requirements and conditions of eligibility with respect to temporary employment or appointment as a law enforcement officer, correctional officer, or correctional probation officer; increases the maximum period of temporary employment or appointment as an officer; provides ineligibility of temporarily employed or appointed officers for transfer to another employer; provides qualifications for certified officers who have separated from employment or appointment and who have not been reemployed or reappointed by an employing agency within a specified time period; provides that temporarily employed or appointed officers are subject to disciplinary action by the Criminal Justice Standards and Training commission; provides that persons who have been the subject of such disciplinary action are ineligible for temporary employment or appointment; provides requirements and authority of the commission with respect to such disciplinary action; provides that an officer whose certification is revoked is ineligible for temporary employment or appointment as an officer; exempts entrants into academies certified to instruct basic skills training from specified vocational-preparatory instruction. Effective Date: This act shall take effect upon becoming a law

Subcommittee on Public Safety Appropriations: Favorable; Public Safety & Crime Prevention: Favorable With Committee Substitute; Subcommittee on Criminal Justice: Favorable; Closed to amendments on 4/29/2003

**HB 357 by Kilmer, Davis, M., Green, Holloway, Murzin, Spratt** (Similar CS/CS/S 1138)

**Construction Engineering and Inspection Services;** Provides that professional firms that have contractually agreed with the Department of Transportation for construction engineering and inspection services are agents of the state with respect to sovereign immunity; provides for indemnification of the state; provides that such agents are not agents of the state for purposes of workers' compensation. Effective Date: This act shall take effect upon becoming a law

Judiciary: Not Considered; Judiciary: Favorable With Committee Substitute; State Administration: Favorable; Closed to amendments on 4/30/2003

**HB 361 by Vana, Greenstein, Wishner** (Similar CS/S 0320, Compare CS/S 2098)

**The Florida Medicaid Program;** Requires the Agency for Health Care Administration to publish on a website the average wholesale prices of drugs; requires additional information; requires a report to the Speaker of the House of Representatives and the President of the Senate on methods of pricing pharmaceutical products. Effective Date: This act shall take effect July 1, 2003

Health Care: Favorable With Committee Substitute; Subcommittee on Health Services: Favorable With 1 Amendment; Closed to amendments on 5/1/2003

**HB 375 by Mayfield** (Similar CS/S 0018, Compare S 0182)

**Indian River County; Relief of Debra Smith, Pamela Hughes, Michael Truitt, and Charles Hughes;** Provides for the relief of Debra Smith, Pamela Hughes, Michael Truitt, and Charles Hughes; authorizes and directs the Indian River County School Board to compensate them for the death of their father, Sammie Lee Hughes, due to the negligence of the Indian River County School Board; provides for payment of attorney's fees and costs. Effective Date: This act shall take effect upon becoming a law

Judiciary: Favorable With Committee Substitute; Subcommittee on Claims: Favorable With Amendments; Closed to amendments on 4/10/2003

**HB 379 by Mayfield** (Similar CS/S 0038, Compare S 0182)

**Indian River County School Board; Relief of Amanda Johnson;** Provides for the relief of Amanda Johnson, a minor, by and through Virginia Johnson and Charles Johnson, her parents and natural guardians; provides for an appropriation to compensate her for injuries sustained due to the negligence of the Indian River County School Board; provides for the use of such funds. Effective Date: This act shall take effect upon becoming a law

Judiciary: Favorable With Committee Substitute; Subcommittee on Claims: Favorable With Amendments; Closed to amendments on 4/16/2003

**HB 403 by Anderson, Bean, Davis, M., Davis, D., Machek, Richardson, Troutman** (Identical CS/S 0726)

**Libraries;** Establishes the Community Libraries In Caring program to assist libraries in specified rural communities; provides criteria for eligibility; provides for administration by the Division of Library and Information Services; provides for rulemaking. Effective Date: This act shall take effect October 1, 2003

Subcommittee on Local Affairs: Favorable; Local Government & Veterans' Affairs: Favorable With Committee Substitute; Subcommittee on Transportation & Economic Development Appropriations: Favorable With Amendments; Appropriations: Favorable With Committee Substitute; Closed to amendments on 5/1/2003

**HB 407 by McInvale, Johnson, Kendrick** (Similar CS/CS/S 0554)

**Interdistrict Transfer and Use of Water;** Revises the definition of "interdistrict transfer and use"; provides authorization for agreements between water management districts entered into prior to the effective date of the act. Effective Date: This act shall take effect upon becoming a law

Local Government & Veterans' Affairs: Favorable; Natural Resources: Favorable With Committee Substitute; Subcommittee on Public Lands & Water Resources: Favorable With 1 Amendment; Closed to amendments on 4/11/2003

**HB 413 by Brown, Evers, Planas, Prieguez** (Similar S 1428, H 1281)

**Medical Audits of Pharmacies;** Provides requirements for an audit conducted of the Medicaid-related records of a pharmacy licensed under ch. 465, F.S.; requires that a pharmacist be provided prior notice of the audit; provides that a pharmacist is not subject to criminal penalties without proof of intent to commit fraud; provides that an underpayment or overpayment may not be based on certain projections; requires that all pharmacies be audited under the same standards; limits the period that may be covered by an audit; provides for delivery of preliminary and final



audit reports; requires that the Agency for Health Care Administration establish a procedure for conducting a preliminary review and authorizes the agency to establish peer-review panels; requires the agency to dismiss an unfavorable audit report if it or a review panel finds that the pharmacist did not commit intentional fraud; exempts certain audits conducted by the Medicaid Fraud Control Unit of the Department of Legal Affairs. Effective Date: This act shall take effect upon becoming a law

Subcommittee on Health Appropriations: Favorable With 1 Amendment; Health Care: Favorable With Committee Substitute; Subcommittee on Health Services: Favorable With 2 Amendments; Closed to amendments on 5/1/2003

**HB 481 by Waters, Anderson, Arza, Ausley, Bilirakis, Bowen, Brown, Cantens, Carassas, Farkas, Greenstein, Henriquez, Justice, Littlefield, Patterson, Peterman, Russell** (Similar CS/S 2248)

**Charitable Youth Organizations;** Authorizes the state and its political subdivisions to contract with charitable youth organizations for certain public service work; provides conditions for contracts and annual award limit; provides for audit; provides for termination of contract by the court; provides limitations. Effective Date: This act shall take effect upon becoming a law

State Administration: Favorable With Committee Substitute; Closed to amendments on 4/11/2003

**HB 485 by Murzin, Ambler, Troutman, Zapata** (Similar CS/S 1986)

**Public Construction Bond;** Provides a mandatory form for public construction bonds. Effective Date: This act shall take effect upon becoming a law

Subcommittee on Transportation & Economic Development Appropriations: Favorable With 3 Amendments; Closed to amendments on 5/1/2003

**HB 515 by Machek** (Similar S 0040)

**St. Lucie County;** Provides for the relief of Richard Ebner and Denise Ebner; provides for an appropriation to compensate them for injuries sustained due to the negligence of St. Lucie County; provides for the use of funds appropriated pursuant to the act. Effective Date: This act shall take effect upon becoming a law

Subcommittee on Claims: Favorable; Judiciary: Favorable; Closed to amendments on 4/7/2003

**HB 519 by Vana**

**Acme Improvement District , Palm Beach County;** Codifies the district's special acts. Effective Date: This act shall take effect upon becoming a law

Subcommittee on Local Affairs: Favorable With 2 Amendments; Local Government & Veterans' Affairs: Favorable With Committee Substitute; Closed to amendments on 5/1/2003

**HB 523 by Patterson, Troutman** (Identical S 2190)

**Continuing Education for Public Adjusters;** Requires continuing education for public adjusters; requires the Financial Services Commission to adopt rules. Effective Date: This act shall take effect upon becoming a law

Subcommittee on Insurance Regulation: Favorable With Amendments; Insurance: Not Considered; Insurance: Favorable With Committee Substitute; Closed to amendments on 4/29/2003

**SB 524 by Campbell**

**Rules of Evidence;** specifies circumstances in which claims of error re evidence admitted or excluded at trial are preserved for appeal; provides for circumstances in which evidence accompanied by certification or declaration made by records custodian or another qualified person does not require extrinsic evidence of authenticity as condition precedent to admissibility, etc. Amends 90.104,.803,.902.

Calendar without reference

**HB 527 by Arza, Cantens, Rivera, Robaina, Zapata** (Similar CS/S 1866, Compare H 1153)

**Educational Facilities Benefit Districts and Community Development Districts;** Authorizes application by an educational facilities benefit district or a community development district for conversion of a group of schools to charter schools; expands the purpose, powers, and funding of such districts; authorizes creation of an educational facilities benefit district by the local general purpose government; authorizes leases for use of land or facilities. Effective Date: This act shall take effect July 1, 2003

Subcommittee on Education Innovation: Favorable With 1 Amendment; Education K-20: Favorable With Committee Substitute; Closed to amendments on 5/1/2003

**HB 547 by Prieguez, Arza, Baxley, Brutus, Bucher, Bullard, Cantens, Davis, D., Machek, Planas, Rivera, Robaina, Wiles, Zapata** (Similar CS/S 1248)

**Real Property Reform;** Requires the Office of Program Policy Analysis and Government Accountability to review and evaluate changes to the laws affecting land sales, exemptions, and mandatory homeowners' associations and disclosure laws related to adult and residential subdivisions; requires the office to consult with the Department of Business and Professional Regulation, homeowners and homeowners' associations, and developers and to hold hearings. Effective Date: This act shall take effect upon becoming a law

Judiciary: Favorable; Business Regulation: Not Considered; Business Regulation: Not Considered; Business Regulation: Favorable With Committee Substitute; Closed to amendments on 5/1/2003

**HB 617 by Hasner, Rivera** (Similar CS/S 2046)

**Sentencing;** Prohibits a county or circuit court from directing that the sentence imposed by the court be served coterminously with a sentence imposed by another court. Effective Date: This act shall take effect October 1, 2003, and shall apply to offenses committed on or after that date

Public Safety & Crime Prevention: Favorable; Judiciary: Favorable With Committee Substitute; Closed to amendments on 4/30/2003

**HB 669 by Adams, Bowen, Rivera** (Similar CS/S 2210)

**Substance Abuse Treatment and Intervention;** Provides for a child or the child's parent, caregiver, or legal guardian before the court in a shelter hearing, dependency hearing, petition for dependency, or other disposition hearing to be subject to assessment and treatment for substance abuse; requires notice and a showing of good cause; authorizes the court to impose sanctions against the child's parent or other caregiver for noncompliance with a treatment-based drug court program; authorizes the court to extend the time for completing a case plan upon participation in a treatment-based drug court program; contingent upon funding, provides for a coordinator of the treatment-based drug court program; authorizes the court to refer certain adult and juvenile defendants who are assessed with a substance-abuse problem to a pretrial intervention program with the approval of the state attorney. Effective Date: This act shall take effect July 1, 2003

Future of Florida's Families: Favorable With Committee Substitute; Subcommittee on Children's Services: Favorable With 1 Amendment; Subcommittee on Judicial Appropriations: Favorable; Closed to amendments on 5/1/2003

**HB 677 by Russell, Allen, Needelman, Zapata** (Similar CS/S 2128, Compare H 1415, CS/CS/S 0682)

**Wrecker Services;** Exempts hearings of the Division of the Florida Highway Patrol concerning the wrecker allocation system from the requirements of ch. 120, F.S.; prohibits a county or municipality from issuing or renewing a license for a wrecker company that is not in compliance with the requirements of the act; provides for removal of vehicle or vehicle cargo without consent of the owner; limits liability of specified persons for such removal; conforms provisions relating to traffic control to changes made by the act; reenacts s. 316.550(4), F.S., relating to special wrecker permits, to incorporate the amendment to s. 320.01, F.S.; provides requirements for licensing wreckers and other vehicles; redefines the term "wrecker" for purposes of the Florida Statutes; conforms provisions relating to motor vehicle registration and license plates to changes made by the act; reenacts s. 320.08(5)(d) and (e), F.S., relating to license taxes; revises requirements for the issuance of wrecker license plates; conforms provisions relating to dealer license plates to changes made by the act; provides definitions; requires the Division of the FHP within the DHSMV to establish a wrecker allocation system; provides requirements for the system; authorizes the division to set maximum rates for towing and storage of vehicles; prohibits an unauthorized wrecker company from monitoring a police radio or engaging in other activities; provides penalties; provides requirements for dispatching wreckers; provides definitions; provides procedures for a law enforcement agency to place a hold on a stored vehicle; provides for payment of towing and storage charges; provides requirements for a county or municipality that operates a wrecker allocation system; provides requirements for the system; prohibits an unauthorized wrecker company from monitoring a police radio or engaging in other activities; provides requirements for dispatching wreckers; provides definitions; creates the Wrecker Operator Advisory Council within the Department of Agriculture and Consumer Services; provides for membership and terms; provides for reimbursement for travel and per diem expenses; requires the council to advise the department on matters relating to standards and practices in the wrecker industry; authorizes the department to adopt rules; requires wrecker companies to register with the department; provides requirements for registration renewal; provides requirements for advertisements; requires insurance coverage; authorizes the department to deny registration; establishes a certification program for wrecker operators; requires the department to approve courses and organizations; provides requirements for examinations; provides for certification in specialized wrecker services; requires the department to adopt rules; provides for certification cards to be issued to wrecker operators who complete the certification course and pass the examination; prohibits the performance of wrecker services after a specified date unless the company is registered and obtains

certification as required; authorizes the department to inspect employment records; provides requirements for continuing education; specifies prohibited acts; provides administrative, civil, and criminal penalties; provides for registration fees; provides for deposit of fees, penalties, and other funds; provides that the chapter does not apply to recovery agents; authorizes counties and municipalities to enact ordinances governing wrecker operators; provides definitions; conforms provisions relating to liens for recovering, towing, or storing vehicles and vessels; provides for attorney's fees to be awarded to the prevailing party for a frivolous claim of wrongful taking or claim of lien; provides immunity from liability for a wrecker company, its operators, and other employees or agents if services are performed with reasonable care or for complying with the directions of a law enforcement officer; provides for the owner of a vehicle, vessel, or mobile home to dispute a claim of lien by a wrecker company based on a record of sale; clarifies that the amendments made by the act do not affect the validity of prior liens; provides for the towing and removal of vehicles and vessels under certain circumstances; provides requirements for towing and storage; prohibits a property owner from soliciting a wrecker company for a rebate for the privilege of removing vehicles from the owner's property; provides immunity from liability for a wrecker company, its operators, and other employees or agents if services are performed with reasonable care; provides that failure to comply with notice requirements precludes a wrecker company from imposing towing or storage charges; provides penalties; provides an appropriation and authorizes additional positions. Effective Date: Except as otherwise expressly provided in this act, this act shall take effect July 1, 2003

Calendar without reference; Closed to amendments on 4/24/2003

**HB 703 by Pickens, Ambler, Arza, Harrell, Homan, Zapata** (Compare H 0065, H 0083, H 0131, H 0851, H 1739, S 0100, S 0208, S 0328, CS/CS/S 1436, H 0755, S 1646, S 2134, S 2418, S 2496, S 2576, CS/S 2380, CS/S 1032, S 2170, H 1507, H 0265, H 0901, S 1380)

**Quality Education;** Amends and creates various provisions to implement constitutional requirements for class size reduction; amends and creates various provisions to implement the guiding principles for better educated students and teachers (BEST) Florida teaching. Effective Date: Except as otherwise provided herein, this act shall take effect July 1, 2003

Appropriations: Favorable With Committee Substitute; Subcommittee on Education Appropriations: Favorable With Amendments; Education K-20: Favorable With Committee Substitute; Subcommittee on Education Innovation: Favorable With 1 Amendment; Finance & Tax: Favorable; Closed to amendments on 4/29/2003

**HB 713 by Garcia** (Identical S 0278)

**Transportation of Inmates;** Provides that an inmate may only walk, bike, or use public transportation or transportation provided by a family member or employer in traveling to and from a place of employment, education, or training; authorizes the Department of Corrections to transport inmates in state-owned vehicles only if other transportation is unavailable and subject to appropriations; prohibits an inmate from driving a state-owned vehicle to transport inmates in a work-release program. Effective Date: This act shall take effect October 1, 2003

Public Safety & Crime Prevention: Not Considered; Public Safety & Crime Prevention: Favorable; Subcommittee on Corrections: Favorable; Closed to amendments on 4/29/2003

**HB 717 by Brandenburg, Domino** (Similar CS/S 1896)

**School Speed Zones;** Provides for the use of described flashing beacons to designate school zone speed restrictions. Effective Date: This act shall take effect upon becoming a law

Transportation: Favorable With Committee Substitute; Subcommittee on Highway Safety: Favorable; Closed to amendments on 4/29/2003

#### **HB 733 by Hasner**

**Lake Worth Drainage District, Palm Beach County;** Amends district boundaries; limits district's liability from use of district lands, works, and easements. Effective Date: This act shall take effect upon becoming a law

Local Government & Veterans' Affairs: Favorable; Subcommittee on Local Affairs: Favorable; Closed to amendments on 5/1/2003

#### **CS/SB 738 by Judiciary, Bennett** (Identical H 1509)

**Worthless Checks;** revises provisions re notice requirements in collection actions. Amends 68.065.

Calendar without reference; Closed to amendments on 5/1/2003

#### **HB 741 by Ross, Bullard, Kendrick, Machek, Seiler, Stargel, Zapata** (Similar S 0956)

**Liability Under the Drycleaning Solvent Cleanup Program;** Limits the liability of property owners for cleaning up property contaminated as a result of operation of a drycleaning facility or wholesale supply facility and liability to other persons resulting from such contamination and provides such limits on the liability of nearby real property owners, as defined. Effective Date: This act shall take effect upon becoming a law

Judiciary: Favorable; Natural Resources: Favorable; Closed to amendments on 4/7/2003

#### **HB 743 by Homan** (Similar S 2678)

**Health Care Practice Parameters;** Repeals the requirement that the Agency for Health Care Administration develop, endorse, and implement health care practice parameters; specifies practice parameters and protocols under the Workers' Compensation Law; deletes duty of the Agency for Health Care Administration to develop workers' compensation practice parameters; revises provisions relating to workers' compensation managed care plans and health insurance policy coverage for mammograms to conform references and legislative intent. Effective Date: This act shall take effect upon becoming a law

Health Care: Favorable With Committee Substitute; Subcommittee on Health Services: Favorable; Insurance: Favorable With Committee Substitute; Closed to amendments on 5/1/2003

#### **HB 781 by Clarke, Bullard** (Identical S 2466)

**Premium Finance Company Application Exemptions;** Revises a definition to expand an exemption from application to include persons who purchase or acquire premium finance agreements from licensees, with limitations. Effective Date: This act shall take effect upon becoming a law

Insurance: Not Considered; Insurance: Favorable With Committee Substitute; Subcommittee on Insurance Regulation: Favorable With Amendments; Subcommittee on Commerce & Local Affairs Appropriations: Favorable; Closed to amendments on 4/29/2003

#### **HM 783 by Cretul, Baxley, Kilmer, Kottkamp, Sansom, Zapata**

**President's Economic Growth & Tax Relief Plan;** Urges the members of the Florida delegation to the Congress of the United States to support and vote to enact President Bush's 2003 Economic Growth and Tax Relief Plan.

Calendar without reference; Closed to amendments on 3/6/2003

#### **HB 787 by Seiler** (Identical S 0010)

**City of Hialeah;** Provides for the relief of Jose Pena as Personal Representative of the Estate of Carmen Pena, deceased, and individually, as surviving father of Katherine Pena and Richard Pena, deceased minor children of Carmen Pena and Jose Pena; provides for the relief of Johammes Pena, surviving son of Carmen Pena; provides for an appropriation to compensate them for the death of Carmen Pena, Katherine Pena, and Richard Pena as a result of the negligence of the City of Hialeah. Effective Date: This act shall take effect upon becoming a law

Judiciary: Favorable; Subcommittee on Claims: Favorable; Closed to amendments on 4/11/2003

#### **HB 809 by Kilmer, Allen, Davis, M., Joyner, Murzin, Roberson** (Similar S 2252, Compare CS/S 2492, H 0779, CS/CS/S 2410, CS/CS/CS/S 2328)

**Economic Stimulus;** Revises provisions relating to the urban job tax credit program; revises and clarifies powers of Enterprise Florida, Inc., to develop authorized technology development programs; repeals provisions relating to audits of the technology development board and confidentiality of the identity of certain contributors to the board. Effective Date: This act shall take effect July 1, 2003

Finance & Tax: Favorable With Committee Substitute; Closed to amendments on 4/29/2003

#### **SB 814 by Carlton**

**University Concurrency TF/DOE;** re-creates said trust fund within Education Dept. without modification; carries forward current balances & continues current sources & uses thereof.

Calendar without reference; Closed to amendments on 4/29/2003

#### **SB 816 by Carlton**

**University Concurrency TF/DOE;** creates said trust fund within Education Dept.; provides for sources of funds & purposes; exempts trust fund from service charges; provides for annual carryforward of funds; provides for future legislative review & termination or re-creation of trust fund; provides legislative intent re identifying trust fund & its source of revenue. Amends 1013.63.

Calendar without reference; Closed to amendments on 4/29/2003

**HB 817 by Sansom** (Similar CS/S 0030)

**Hillsborough County; Relief of James T. Edwards;** Provides for the relief of James T. Edwards; provides for an appropriation to compensate him for injuries suffered as a result of the negligence of Hillsborough County; provides for repayment of Medicaid lien; provides for the use of funds. Effective Date: This act shall take effect upon becoming a law

Judiciary: Favorable With Committee Substitute; Subcommittee on Claims: Favorable With Amendments; Closed to amendments on 4/11/2003

**HB 819 by Vana, Antone, Gannon** (Similar S 1838)

**Instructional Materials for K-12 Public Education;** Revises dates relating to requisition and adoption of instructional materials; requires publishers to provide and price adopted instructional materials on an individual basis for purchase by school districts; revises provisions relating to issuance of purchase orders. Effective Date: This act shall take effect July 1, 2003

Education K-20: Favorable With Committee Substitute; Subcommittee on General Education: Favorable With 2 Amendments; Appropriations: Not Considered; Appropriations: Favorable With Committee Substitute; Subcommittee on Education Appropriations: Favorable; Closed to amendments on 5/1/2003

**HB 837 by Peterman, Brummer, Bullard, Llorente** (Identical CS/S 2686)

**Florida Faith-Based Initiative;** Creates the Florida Families Faith-Based Initiative and provides for administration by the Florida Agricultural and Mechanical University; provides duties; prohibits imposition of fees; requires a report; provides for open records and meetings. Effective Date: This act shall take effect July 1, 2003

Future of Florida's Families: Favorable With Committee Substitute; Closed to amendments on 5/1/2003

**HB 845 by Farkas, Ambler, Gannon** (Identical S 2142)

**Biomedical Research;** Creates the James and Esther King Center for Universal Research to Eradicate Disease; provides intent and duties; creates an advisory council; expands the long-term goals and funding of the Florida Biomedical Research Program to include the cure of specified diseases; creates the Florida Cancer Research Cooperative; provides for a board of directors; provides the cooperative's mission and duties. Effective Date: This act shall take effect July 1, 2003

Health Care: Favorable With Committee Substitute; Commerce: Favorable With Committee Substitute; Closed to amendments on 4/28/2003

**HB 863 by Murzin** (Similar CS/S 2364)

**Insurance Agents;** Revises various provisions of chapters 624, 626, 632, 648, and 659, relating to insurance agent licensure requirements, application procedures, and department responsibilities; repeals provisions relating to continuing education and required designation of administrative agents and

effective date of appointments. Effective Date: This act shall take effect upon becoming a law

Insurance: Favorable With Committee Substitute; Subcommittee on Insurance Regulation: Favorable With Amendments; Closed to amendments on 5/1/2003

**HM 889 by Kilmer** (Identical S 1818)

**Memorial Urging Congress to Fully Fund the Payments In Lieu Of Taxes Program;** Urges Congress to fully fund the Payments In Lieu Of Taxes Program for federally owned lands.

Finance & Tax: Favorable; Closed to amendments on 4/29/2003

**HB 907 by Detert, Gibson, A., Greenstein, Homan, Kendrick, Paul, Richardson, Spratt, Stansel, Zapata** (Compare S 2016)

**Funeral and Cemetery Services;** Revises and provides definitions applicable to the Florida Funeral and Cemetery Services Act; provides dimension and spacing standards for grave spaces; requires a map of reference markers and a land survey for areas proposed to be developed by a licensed cemetery company; exempts adult grave spaces previously established; provides requirements for identification of human remains in licensed cemeteries; prohibits any person from advertising for sale or making any arrangement for a preneed contract without having a valid certificate of authority; expands the exemption from the required certificate of authority for certain religious-institution-owned cemeteries to include the sale and opening or closing of cremation interment containers to members and family members of the religious institution; requires preneed contracts to include in the refund notice the exclusion for amounts allocable to burial rights, merchandise, and services used by the purchaser; authorizes the Board of Funeral and Cemetery Services to review trust funds, trust agreements, and outstanding preneed contracts of, and perform other procedures at its discretion with respect to, a certificateholder filing notice to become inactive. Effective Date: This act shall take effect July 1, 2003

Commerce: Favorable; Subcommittee on Banking & Securities: Favorable; Closed to amendments on 3/27/2003

**HB 949 by Benson, Ambler, Gannon, Homan, Mahon, Negron, Ross, Sansom, Sobel, Troutman, Zapata** (Similar CS/S 2348)

**Physical Fitness and Health;** Provides for the creation of the Governor's Advisory Council for a Fit Florida; provides for powers and duties, membership, and terms thereof; provides for reimbursement for per diem and travel expenses for members of the council; provides for a Fit Florida Alliance; provides for future repeal. Effective Date: This act shall take effect upon becoming a law

State Administration: Favorable With Committee Substitute; Commerce: Favorable With Committee Substitute; Closed to amendments on 4/23/2003

**HB 951 by Baker, Attkisson, Davis, M., Gibson, H., Hasner, Homan, Quinones, Rivera, Sansom, Zapata** (Identical CS/S 0176)

**Tax On Sales, Use, and Other Transactions;** Exempts the purchase or rental of a guide dog for the deaf or a dog for a paraplegic or quadriplegic or a dog for a person with epilepsy or a seizure disorder; exempts the sale of food and other items for such dogs. Effective Date: This act shall take effect July 1, 2003

Finance & Tax: Favorable With Committee Substitute; Closed to amendments on 4/16/2003

### **SB 954 by Crist**

**Trust Funds;** terminates specified trust funds within Legal Affairs Dept. & Corrections Dept.; provides for disposition of balances in & revenues of such trust funds; repeals Inmate Welfare Trust Fund in DOC; provides for revenues of Inmate Welfare Trust Fund to be deposited in General Revenue Fund; repeals future re-creation of said trust fund; repeals Fla. Motor Vehicle Theft Prevention Trust Fund in Legal Affairs Dept., etc. Amends FS.

Calendar without reference; Closed to amendments on 5/1/2003

**HB 987 by Rivera, Ambler, Bullard, Davis, M., Gannon, Garcia, Hasner, Llorente, Planas, Quinones, Richardson, Robaina, Rubio, Zapata** (Linked H 1895, Similar S 0204, Compare H 0233)

#### **Use of Credit Reports and Credit Scores by Insurers;**

Provides for regulating and limiting the use of credit reports and credit scores by insurers for underwriting and rating purposes; requires an insurer to identify items in a credit report resulting in an adverse decision; prohibits an insurer from making an adverse decision based solely on a credit report or score or other factors; authorizes insurers to use the number of credit inquiries for rating purposes, with exceptions; requires an insurer to provide a means for appeal to an applicant or insured; provides specific prohibitions against using a credit report or score; authorizes the Office of Insurance Regulation to disapprove filings; requires an insurer to adjust an insured's premium to reflect an improvement in credit history. Effective Date: This act shall take effect January 1, 2004, and shall apply to policies issued or renewed on or after that date

Insurance: Favorable With Committee Substitute; Subcommittee on Insurance Regulation: Favorable With Amendments; Commerce: Favorable; Closed to amendments on 5/1/2003

**HB 989 by Harrell, Bullard, Cusack, Domino** (Linked H 0997, Similar CS/CS/S 2390, Compare CS/S 1784)

**Controlled Substances;** Provides additional requirements for the dispensing of a controlled substance listed in Schedule II, Schedule III, or Schedule IV; provides rulemaking authority to the Board of Pharmacy; requires the Department of Health to establish an electronic system to monitor the prescribing of controlled substances listed in Schedules II, III, and IV; requires the dispensing of such controlled substances to be reported through the system; provides exceptions; provides reporting requirements; provides penalties; provides rulemaking authority to the department; requires the department to cover all costs for the system; provides a continuing appropriation; requires the department to develop and adopt by rule the form and content for a counterfeit-resistant prescription blank for voluntary use by physicians to prescribe a controlled substance listed in Schedule II, Schedule III, or Schedule IV; prohibits the sale, manufacture, alteration, delivery, uttering, or possession of counterfeit-resistant prescription blanks for controlled substances; provides an appropriation; provides contingent applicability of penalties. Effective Date: Except as otherwise provided herein, this act shall take effect July 1, 2004, if House Bill 997 or similar legislation is adopted in the same legislative session or an extension thereof and becomes law

Health Care: Favorable With Committee Substitute; Subcommittee on Health Standards: Favorable With 3 Amendments; Public Safety & Crime Prevention: Favorable; Closed to amendments on 4/30/2003

**HB 997 by Harrell** (Linked H 0989, Similar CS/S 1784, Compare CS/CS/S 2390)

**Public Records;** Exempts from public records requirements information and records reported to the Department of Health under the electronic monitoring system for prescription of controlled substances listed in Schedules II-IV; authorizes certain persons and entities access to patient and practitioner personal identifying information; provides guidelines for the use of such information and penalties for violations; provides a finding of public necessity; provides for future legislative review and repeal. Effective Date: This act shall take effect July 1, 2004, if House Bill 989 or similar legislation establishing an electronic system to monitor the prescribing of controlled substances is adopted in the same legislative session or an extension thereof and becomes law

Health Care: Favorable With Committee Substitute; Subcommittee on Health Standards: Favorable With 1 Amendment; Closed to amendments on 5/1/2003

**CS/SB 1044 by Natural Resources, Argenziano, Fasano, Lynn** (Similar H 0279)

**Water Use Permits;** provides for notice by electronic mail; requires that permits contain specified language. Amends 373.116.

Calendar without reference; Closed to amendments on 5/1/2003

**HB 1055 by Green** (Similar S 2960)

#### **Lee County Trauma Services District, an independent district;**

Provides for establishment of the Lee County Trauma Services District for the purpose of financially supporting trauma services in Lee County; provides that such trauma services shall be provided through a designated Level II Trauma Center; provides for a governing board; provides for officers of the governing board; provides for audit of books; provides for quarterly meetings; prescribes the powers and duties of the board; states a public purpose; provides for a budget; provides severability. Effective Date: 8. This act shall take effect upon becoming a law.

Local Government & Veterans' Affairs: Not Received; Local Government & Veterans' Affairs: Favorable With Committee Substitute; Subcommittee on Local Affairs: Favorable With Amendments; Closed to amendments on 5/1/2003

**HB 1063 by Baxley, Allen, Homan, Kendrick, Troutman** (Similar CS/S 2388)

**Fish and Wildlife Conservation Commission;** Authorizes the Fish and Wildlife Conservation Commission commission to purchase certain promotional items; increases the cost of a private game preserve or farm license; revises provisions specifying fees and requirements for recreational licenses, permits, and authorization numbers; increases the cost of a 10-day nonresident game hunting license; clarifies language relating to recreational vessel licenses; increases the cost of turkey permits for nonresidents and hunting preserve, venomous reptile, and personal possession of wildlife licenses; revises provisions relating to issuance and expiration dates of alligator trapping licenses; revises provisions relating to license requirements for the sale and exhibition of wildlife; increases the cost of Class I and Class II licenses; provides a fee for a Class III license; requires clerks of the court to notify the commission

within a specified time period of the disposition of any citation issued under ch. 372, F.S. Effective Date: This act shall take effect upon becoming a law

Natural Resources: Favorable With Committee Substitute; Subcommittee on Public Lands & Water Resources: Favorable With 3 Amendments; Finance & Tax: Favorable With Committee Substitute; Closed to amendments on 4/29/2003

#### **HB 1067 by Domino, Clarke, Ross** (Identical S 2294)

**Communications Equipment Property Insurance;** Includes certificates under a group master policy in an authorization to sell under a license; exempts communications equipment property insurance licensees from fingerprinting requirements. Effective Date: This act shall take effect upon becoming a law

Insurance: Favorable; Subcommittee on Insurance Regulation: Favorable; Closed to amendments on 4/29/2003

#### **HB 1069 by Russell** (Similar CS/S 2758, Compare H 1459, S 0662, CS/S 2316, CS/CS/S 1312, H 1363)

**Water Resources;** Revises and adds provision to the Florida Water Resources Act of 1972; requires local governments to include projected water use in comprehensive plans and includes potable water facilities and availability of water resources as components thereof; revises procedure for fixing and changing rates to include costs of alternative water supply facilities; provides for a water conservation guidance manual; provides for public workshop on the development of regional water supply plans that include the consideration of population projections; provides for a list of water source options in regional water supply plans; including conservation measures in regional water supply plans; allowing for limited transfer of water; provides conditions therefor; provides for funding for certain water management districts; provides funding priority; provides conditions for certain projects to receive funding assistance; s. 373.1963 provides for development of groundwater by regional water supply authorities; prohibits the sale of consumptive use water rights except; provides for the Peace River Comprehensive Study; provides for preferred water supply sources; provides for the use of reclaimed water; requires the governing board of a water control district to include certain information in its annual budget request; provides legislative findings and intent with regard to landscape irrigation design; provides for individual water meters in certain establishments; provides exceptions; allows a variance from pts. III and IV of ch. 378, F.S., to accommodate reclamation; allows variances for water supply development; provides for metering use of reclaimed water and volume-based rates therefor; requires wastewater utilities to submit plans for metering use and volume-based rate structures to the department; provides for reclaimed water use at state facilities; requires reports; provides for development of rate structures for alternative water supply systems; provides criteria; deletes certain restrictions on the issuance of bonds by the Florida Water Pollution Control Financing Corporation. Effective Date: This act shall take effect upon becoming a law

Natural Resources: Favorable With Committee Substitute; Subcommittee on Public Lands & Water Resources: Favorable With 1 Amendment; Closed to amendments on 4/29/2003

#### **HB 1075 by Poppell, Allen, Baxley, Bean, Bowen, Bullard, Cretul, Davis, M., Dean, Evers, Kendrick, Macheek, Murzin, Pickens, Rivera, Ross, Russell, Spratt, Stansel, Troutman, Zapata** (Similar CS/CS/S 1660)

**Use of Farm Lands;** Creates the Agricultural Lands and Practices Act; prohibits a county from adopting any ordinance, resolution, regulation, rule, or policy to prohibit or otherwise limit a bona fide farm or farm operation on land that is an integral part of a farm

operation or that is classified as agricultural land if the activity is regulated through best-management practices or by a state, regional, or federal regulatory program; prohibits a county from changing the land use classification or zoning designation or lowering the current residential density designation of such agricultural land unless the property owner is compensated by the county. Effective Date: This act shall take effect July 1, 2003

Agriculture: Favorable With Committee Substitute; Subcommittee on Agriculture & Environment Appropriations: Favorable With 1 Amendment; Closed to amendments on 4/30/2003

#### **HM 1077 by Farkas, Kilmer** (Similar S 1180)

**Medicare Precipitation Prescription Drug Benefit;** Urges Congress to enact financially sustainable, voluntary, universal, and privately administered out-patient prescription drug coverage as part of the federal Medicare program.

Health Care: Not Considered; Health Care: Favorable; Closed to amendments on 4/15/2003

#### **HM 1085 by Brutus, Bullard** (Identical S 1008)

**Immigration and Naturalization;** Encourages Congress to pass HR 505, relating to immigration and naturalization.

Judiciary: Favorable With Committee Substitute; Closed to amendments on 4/29/2003

#### **HB 1087 by Brown, Zapata** (Similar CS/S 0718)

**Insurance;** Limits the authority of public agencies to purchase owner-controlled insurance programs for public construction projects; establishes purchase requirements; provides exemptions; requires insurers issuing commercial general liability policies to offer coverage for completed operations liability for contractors to the extent that coverage is not provided under an owner-controlled insurance program. Effective Date: This act shall take effect October 1, 2003

Insurance: Not Considered; Insurance: Favorable With Committee Substitute; Subcommittee on Insurance Regulation: Favorable; State Administration: Favorable With Committee Substitute; Closed to amendments on 4/29/2003

#### **HM 1091 by Hasner, Cantens, Gottlieb, Needelman, Rich, Troutman, Zapata** (Similar H 9021, Identical S 1170)

**Solidarity with Israel;** Expresses support for Israel in its efforts to combat terrorism.

Calendar without reference; Closed to amendments on 3/6/2003

#### **HJR 1093 by Green** (Compare S 0240)

**Basic Rights for Persons with Disabilities;** Proposes an amendment to Section 2 of Article I of the State Constitution to prohibit depriving a person of any right because of a physical or mental disability, as that term may be defined by general law.

Judiciary: Favorable With Committee Substitute; Future of Florida's Families: Favorable With Committee Substitute; Closed to amendments on 4/29/2003

#### **HB 1103 by Cusack** (Similar S 0614)

**Bus Transportation;** Provides for the standards of the Department of Transportation to require that the driving records of nonpublic sector bus drivers be checked by the employer at least once each year for suspended or revoked licenses; provides requirements under which private school students may ride on public school buses and public school students may ride on private school buses. Effective Date: This act shall take effect July 1, 2003

Transportation: Favorable; Subcommittee on Highway Safety: Favorable; Subcommittee on Transportation & Economic Development Appropriations: Favorable; Closed to amendments on 4/29/2003

**HB 1107 by Jordan, Cantens, Quinones** (Similar CS/S 0128)

**Children and Families;** Provides for court-ordered visitation by grandparents or great-grandparents in certain circumstances; provides for appointment of a guardian ad litem and for family mediation if the court makes a preliminary finding that the minor is threatened with harm in the absence of such visitation; requires court-ordered evaluation of the child if mediation fails; provides for a hearing to determine whether the minor is threatened harm; provides for awarding attorney's fees and costs; applies the Uniform Child Custody Jurisdiction and Enforcement Act; provides for venue in specified circumstances; encourages consolidation of legal actions under ss. 61.13 and 752.011, F.S.; includes references to great-grandparents in definitions relating to dependent children; provides for great-grandparents' visitation rights; provides for a great-grandparent's right to adopt; provides for great-grandparents' visitation rights; provides for consolidation of pending actions; repeals provision relating to action by grandparent for right of visitation and when petition shall be granted. Effective Date: This act shall take effect July 1, 2003

Judiciary: Favorable With Committee Substitute; Future of Florida's Families: Favorable With Committee Substitute; Closed to amendments on 4/29/2003

**HB 1125 by Clarke, Murman, Rivera, Rubio** (Similar S 2668)

**Voter Information;** Requires the Department of State to prepare a voter information guide for elections in which a constitutional amendment or a candidate for retention as a justice is on the ballot; specifies the information the guide is to contain; provides requirements for the submission, review, and adoption of such information; provides for publication and dissemination of the guide and for assessment of fees to cover certain costs of publication and dissemination; provides the department rulemaking authority. Effective Date: This act shall take effect January 1, 2004

Procedures: Favorable With Committee Substitute; Subcommittee on Ethics & Elections: Retained For Reconsideration; Subcommittee on Ethics & Elections: Favorable With Amendments; Closed to amendments on 5/1/2003

**HB 1141 by Ausley, Rich** (Similar CS/CS/S 2446)

**Child Care;** Revises inservice training requirements for child care personnel; requires training in early literacy and language development; requires annual training and an annual health and safety home inspection self-evaluation by family day care home operators; requires training in early literacy and language development; requires annual training of operators of large family child care homes; requires training in early literacy and language development; provides grounds for injunctive relief against unlicensed or unregistered family day care homes and

unlicensed larger family child care homes; provides penalties. Effective Date: This act shall take effect July 1, 2003

Future of Florida's Families: Favorable With Committee Substitute; Subcommittee on Children's Services: Favorable With 2 Amendments; Closed to amendments on 5/1/2003

**HB 1159 by Ross, Robaina** (Similar S 2708)

**Motor Vehicle Dealers;** Revises definitions; defines "service"; prohibits acts by licensee or applicant; provides for penalties, liability, and remedies for violation; revises provisions for evidence to be considered by the DHSMV in making determinations of representation by preexisting dealers; provides criteria and procedures for protest of proposed addition or relocation of service-only dealership; requires license to permit service only; revises criteria and procedures for transfer, sale, or disposal of franchise agreements and acceptance or rejection by the licensee of such transfer, sale, or disposal; prohibits acts by a licensee; defines "executive management"; revises criteria and procedures for change of executive management of motor vehicle dealership and acceptance or rejection by the licensee of such change; prohibits acts by licensee; revises restriction upon ownership of dealership by licensee; revises specifications under the Florida Deceptive and Unfair Trade Practices Act for representation by dealer of vehicle as a demonstrator; deletes the requirement that a demonstrator must have been driven by a prospective customer. Effective Date: This act shall take effect upon becoming a law

Transportation: Favorable With Committee Substitute; Subcommittee on Highway Safety: Favorable With 1 Amendment; Closed to amendments on 4/29/2003

**HB 1161 by Waters, Adams, Anderson, Antone, Baxley, Bean, Bilirakis, Bowen, Bullard, Carassas, Clarke, Cretul, Davis, D., Domino, Gibson, A., Green, Harrell, Hasner, Hogan, Homan, Jennings, Justice, Kendrick, Machek, Mealor, Murzin, Needelman, Paul, Planas, Rich, Richardson, Rivera, Roberson, Ross, Russell, Sansom, Spratt, Wiles, Wishner, Zapata** (Similar CS/CS/S 1072, Compare H 1095, S 2596, H 0795, S 0524, H 1927)

**Identity Theft and Internet Fraud Prevention, Investigation, and Prosecution;** Expands the definition of personal identification information and revises elements of the offense of criminal use of such information which results in an unlawful benefit, injury, or fraud; provides mandatory minimum terms of imprisonment for certain acts of criminal use of personal identification information; clarifies that Florida judges with jurisdiction over specific crimes have authority to issue search warrants for electronic evidence relating thereto, regardless of where the electronic evidence is situated; provides for self-authentication for out-of-state business records under certain circumstances with notice to opponent; amends offense severity ranking chart of the Criminal Punishment Code to conform to changes made by the act. Effective Date: This act shall take effect July 1, 2003

Public Safety & Crime Prevention: Not Considered; Public Safety & Crime Prevention: Favorable With Committee Substitute; Subcommittee on Criminal Justice: Favorable With Amendments; Closed to amendments on 5/1/2003

**HB 1169 by Reagan, Troutman** (Similar CS/CS/S 1724)

**Prompt Payment for Construction Services;** Revises provisions relating to timely payment for purchases of construction services; provides procedures for project closeout and payment of retainage; provides requirements for local government construction retainage; provides that ss. 218.72-218.76, F.S., apply to the payment of any payment request for

retainage; revises deadlines for the payment of subcontractors, sub-subcontractors, materialmen, and suppliers on construction contracts for public projects; provides for timely payment for purchases of construction services by a public entity; provides procedures for handling improper payment requests and resolution of disputes; provides for project closeout and payment of retainage; provides for public construction retainage; provides that ss. 255.072-255.076, F.S., apply to the payment of any payment request for retainage; provides requirements for certain notices of nonpayment served by a claimant who is not in privity with the contractor; provides limitations on a claimant's institution of certain actions against a contractor or surety; provides for the tolling of a statute of limitations for bringing suit against a contractor or surety; provides for liability. Effective Date: This act shall take effect July 1, 2003

Business Regulation: Favorable With Committee Substitute; Local Government & Veterans' Affairs: Favorable With Committee Substitute; Closed to amendments on 4/29/2003

#### **HB 1173 by Harper** (Identical S 2382)

**Work Opportunity Tax Credit;** Provides an up to a \$2,400 corporate income tax credit for businesses for each person in targeted groups hired for a year; provides for continuation of the credit absent federal authorization. Effective Date: This act shall take effect upon becoming a law

Subcommittee on Workforce & Economic Development: Favorable With 1 Amendment; Closed to amendments on 5/1/2003

#### **SM 1180 by Peadar** (Similar H 1077)

**Medicare Prescription Drug Benefit;** urges Congress to enact financially sustainable, voluntary, universal, & privately administered out-patient prescription drug coverage as part of federal Medicare program.

Calendar without reference; Closed to amendments on 4/23/2003

#### **HB 1185 by Ambler, Cantens, Rivera, Troutman, Zapata** (Similar CS/CS/S 1020, S 1984, Compare S 1492)

**Courts;** Redesignates "magistrates" as "trial court judges" and "masters" and "general or special masters" as "general or special magistrates"; requires that bail be set as a separate amount for each charge or offense; eliminates a presumption in favor of release on nonmonetary conditions if the defendant is charged with a second or subsequent felony within a certain time period; provides for standard conditions of pretrial release without the trial judge stating such conditions on the record; requires a defendant to comply with all conditions of a pretrial release program; provides that failure of the state attorney to institute extradition proceedings or extradite the principal on a bail bond, after the surety's written agreement to pay actual transportation costs, exonerates the surety; provides that in cases in which the bond forfeiture has been discharged by the court, the amount of the judgment may not exceed the amount of the unpaid fees or costs upon which the discharge had been conditioned; requires the clerk of court to furnish an executed certificate of cancellation to the surety; requires a pretrial release service to certify to the court in writing that it has conducted certain investigations and verified specified conditions before an accused is released on nonmonetary conditions; revises requirements for the pretrial release of a person charged with a dangerous crime; provides that a judge at a first appearance may not reduce bail set by another judge issuing an arrest warrant; authorizes a court to make a finding of probable cause on the basis of an affidavit of a law enforcement officer when a person on pretrial release is

arrested for a new law violation. Effective Date: This act shall take effect July 1, 2003

Public Safety & Crime Prevention: Favorable With Committee Substitute; Subcommittee on Criminal Justice: Favorable With Amendments; Judiciary: Favorable With Committee Substitute; Closed to amendments on 4/29/2003

#### **SB 1218 by Agriculture, Argenziano, Bennett, Bullard** (Identical H 0339)

**Food Safety & Security;** creates Florida Food Safety & Food Security Advisory Council as forum for evaluation of food safety & food security issues; provides membership; requires reporting of findings & recommendations; provides for review of certain data. Creates 500.033.

Calendar without reference; Closed to amendments on 4/30/2003

#### **SB 1220 by Comprehensive Planning, Judiciary, Fasano, Lynn, Argenziano** (Similar H 1551, S 1634)

**Sale of Real Property;** requires disclosures to prospective parcel owners in community. Amends 689.26.

Calendar without reference; Closed to amendments on 5/1/2003

#### **HB 1221 by Gardiner, Robaina, Zapata** (Similar S 2274)

**School District Governance;** Authorizes creation of school district charter commissions in each school district; provides purpose of commissions to study and recommend changes to school district governance; provides for submission of recommendations and for referendum approval; provides a procedure for election of a district school board chair by countywide vote in a school district with an appointed district school superintendent. Effective Date: This act shall take effect July 1, 2003

Procedures: Favorable With Committee Substitute; Subcommittee on Ethics & Elections: Favorable With Amendments; Closed to amendments on 4/29/2003

#### **HB 1231 by Brandenburg** (Similar CS/S 1126)

**Local Government Half-Cent Sales Tax;** Revises the distribution formula for proceeds from the tax; provides for adjustments of distributions subsequent to receipt of certified corrected population information; provides for retroactive operation. Effective Date: This act shall take effect upon becoming a law and shall apply retroactively to October 1, 2000

Local Government & Veterans' Affairs: Favorable With Committee Substitute; Subcommittee on Local Affairs: Favorable; Closed to amendments on 5/1/2003

#### **HB 1245 by Kosmas** (Similar CS/S 2334)

**Municipal Police and Firefighter Pensions;** Authorizes described municipalities to provide extra benefits under municipal police and firefighter pension plans; provides a procedure. Effective Date: This act shall take effect upon becoming a law

Local Government & Veterans' Affairs: Favorable With Committee Substitute; Insurance: Favorable With Committee



Substitute; State Administration: Favorable; Closed to amendments on 5/1/2003

**HB 1255 by Kottkamp** (Identical CS/S 0020)

**Lee County;** Provides for the relief of Jacob P. Darna; provides for an appropriation to compensate him for injuries and damages sustained as a result of the negligence of the Lee County School Board. Effective Date: This act shall take effect upon becoming a law

Judiciary: Favorable; Subcommittee on Claims: Favorable; Closed to amendments on 4/7/2003

**HB 1273 by Needelman, Bullard** (Similar CS/CS/S 0428)

**Community Control;** Creates the Senator Howard E. Futch Community Safety Act; places restrictions on persons placed on community control; requires DOC to determine whether ineligible offenders are being placed on community control and to report to various entities; requires DOC to study the use of electronic monitoring and to report on its study. Effective Date: This act shall take effect July 1, 2003

Public Safety & Crime Prevention: Favorable With Committee Substitute; Subcommittee on Corrections: Favorable With Amendments; Subcommittee on Public Safety Appropriations: Favorable; Closed to amendments on 4/30/2003

**HB 1285 by Cretul** (Identical S 0634)

**Big Bend Historic Salt Water Paddling Trail;** Extends the Big Bend Historic Saltwater Paddling Trail from the Suwannee River to Yankeetown. Effective Date: This act shall take effect upon becoming a law

Natural Resources: Favorable; Subcommittee on Public Lands & Water Resources: Favorable; Subcommittee on Agriculture & Environment Appropriations: Favorable; Closed to amendments on 4/29/2003

**SB 1286 by Judiciary, Regulated Industries, Bennett** (Similar H 1755)

**Construction Defects;** provides legislative findings & declaration; provides for dismissal of dwelling actions under certain circumstances; provides for notice & opportunity to repair; provides prerequisites to bring action based on alleged construction defects; provides evidentiary presumptions; provides for tolling statute of limitations; provides for certain notification to purchaser at time of sale; provides severability, etc.

Calendar without reference; Closed to amendments on 5/1/2003

**HB 1287 by Barreiro, Bullard, Cantens, Kottkamp, Rivera** (Compare S 1328)

**Criminal Offenses;** Provides for a mandatory term of imprisonment for certain thefts against persons 65 years of age or older and for certain acts of exploitation against an elderly person or disabled adult; revises the ranking of such offenses on the offense severity ranking chart of the Criminal Punishment Code. Effective Date: This act shall take effect July 1, 2003

Public Safety & Crime Prevention: Not Considered; Public Safety & Crime Prevention: Favorable With Committee Substitute; Subcommittee on Criminal Justice: Favorable With Amendments; Closed to amendments on 4/30/2003

**HB 1361 by Murzin, Bullard, Mayfield, Murman** (Similar CS/S 0308)

**Specialty License Plates;** Revises distribution of annual use fees received from the sale of the Sea Turtle license plates and provides for the use of such funds. Effective Date: This act shall take effect July 1, 2003

Subcommittee on Highway Safety: Favorable; Transportation: Favorable; Natural Resources: Favorable; Finance & Tax: Favorable; Closed to amendments on 4/29/2003

**HB 1377 by Kallinger, Bullard, Zapata** (Similar CS/CS/S 2520, Compare CS/CS/S 0326)

**The Beverage Law;** Provides procedures for issuance of a license that becomes available because of a revocation; revises requirements for issuance of a temporary permit to civic organizations; requires presentation of building and zoning permit; requires net profits be retained by the civic organization; revising procedures for enforcement of a lien against certain revoked or suspended licenses; prohibiting reissuance of such license for a certain time period or until enforcement is final; provides a popular name; prohibits the service of alcoholic beverages to any minor employed by a licensed vendor; provides a penalty; reenacts s. 561.706(3), F.S. Effective Date: This act shall take effect July 1, 2003

Subcommittee on Trades, Professions & Regulated Business: Favorable With 2 Amendments; Business Regulation: Favorable With Committee Substitute; Finance & Tax: Favorable; Closed to amendments on 4/17/2003

**HB 1381 by Negron, McInvale, Zapata** (Similar CS/S 2332)

**Anesthesiologist Assistants;** Provides for licensure of anesthesiology assistants; requires the Board of Medicine and the Board of Osteopathic Medicine to require medical malpractice insurance or proof of financial responsibility as a condition of licensure or licensure renewal for licensed anesthesiology assistants; revises grounds for which a physician may be disciplined for failing to provide adequate supervision; provides performance standards for anesthesiologist assistants and supervising anesthesiologists; provides for the approval of training programs and for services authorized to be performed by trainees; provides licensing procedures; provides for fees; provides for a task force to study the continued need for licensure and requires a report; provides for additional membership, powers, and duties of the Board of Medicine and the Board of Osteopathic Medicine; provides penalties; provides for disciplinary actions; provides for the adoption of rules; prescribes liability; provides for the allocation of fees. Effective Date: This act shall take effect July 1, 2003

Subcommittee on Health Standards: Favorable With 1 Amendment; Health Care: Favorable With Committee Substitute; Closed to amendments on 4/30/2003

**HB 1403 by Jennings, Cusack, Richardson** (Identical S 2280)

**Community College Employment Equity Accountability Program;** Revises provisions relating to goals and objectives for diversity in community college executive, administrative, managerial, and faculty positions. Effective Date: This act shall take effect upon becoming a law

State Administration: Favorable; Closed to amendments on 5/1/2003

**HB 1407 by Spratt, Allen, Altman, Brandenburg, Davis, M., Kendrick, Littlefield, Machek, Stansel** (Similar CS/S 1310, Compare CS/S 2754)

**Land Acquisition;** Provides for an inventory of federal and state-owned lands; provides conditions under which certain lands must be made available for surplus; eliminates the reversion of state funds for certain land acquisition purposes; requires state agencies and water management districts to prepare and submit to the Department of Revenue requests for certification of payment in lieu of taxes applications from requesting local governments; provides for payment in lieu of taxes in perpetuity under certain conditions; requires that the Board of Trustees of the Internal Improvement Trust Fund unanimously approve certain land purchases; provides the board with the authority to adopt rules; eliminates the reversion of certain state funds; provides for perpetual payment in lieu of taxes by water management districts under certain circumstances; repeals provisions for reinstitution of payment in lieu of taxes for a 10-year period. Effective Date: This act shall take effect July 1, 2003

Natural Resources: Favorable With Committee Substitute; Subcommittee on Public Lands & Water Resources: Favorable With 1 Amendment; Subcommittee on Agriculture & Environment Appropriations: Favorable; Closed to amendments on 5/1/2003

**HB 1425 by Patterson** (Similar CS/S 2110)

**Metropolitan Planning Organizations;** Revises the definition of "agency" for the purposes of the Administrative Procedure Act; provides that metropolitan planning organizations, and described legal or administrative agencies are not agencies for the purposes of that act; clarifies a provision that M.P.O.'s be designated for each urbanized area; revises membership provisions; limits application of specified provisions prohibiting conflict of interest; revises provisions for chair's coordinating committees; provides for a chair's coordinating committee consisting of designated M.P.O.'s; provides legislative findings; authorizes an M.P.O. to enter into interlocal agreement with any other M.P.O. or any political subdivision for described purposes; provides for content of such agreement; provides conditions for such agreement to take effect; provides recording of such agreements in public records. Effective Date: This act shall take effect upon becoming a law

Transportation: Favorable With Committee Substitute; State Administration: Favorable With Committee Substitute; Closed to amendments on 5/1/2003

**SB 1426 by Governmental Oversight and Productivity, Posey, Dawson**

**Municipalities/Per Diem & Travel;** authorizes municipalities & agencies thereof to adopt per diem & travel expense policies for travelers, notwithstanding certain provision; provides for applicability of certain provision, if per diem & travel expense policies are or are not adopted; provides for offenses re false or fraudulent travel claims; establishes per diem & subsistence ranges for travel expenses of public employees, etc. Amends 166.021, 112.061.

Calendar without reference; Closed to amendments on 4/30/2003

**HB 1471 by Bowen, Spratt** (Similar CS/S 2462)

**Department of Agriculture and Consumer Services;** Revises various licensing provisions under the jurisdiction of the Department of Agriculture and Consumer Services; revises the definition of "qualifier" for purposes of ch. 527, F.S., relating to sale of liquefied petroleum gas; revises the definition of "category I liquefied petroleum gas dealer"; revises the definition of "category II liquefied petroleum gas dispenser"; revises the definition of "LP gas installer"; revises the definition of specialty installer; defines "category V liquefied petroleum gases dealer for industrial uses only"; provides for licensure of category V liquefied petroleum gases dealers for industrial uses only; provides license fees for such dealers; reorganizes existing subsections of Florida Statutes; provides for examination of such dealers; revises persons who may make application for examination for competency; provides that no person may act as a qualifier for more than one licensed location; provides an additional prerequisite for certification as a master qualifier; clarifies provisions with respect to procedure in the event of specified vacancies in qualifier and master qualifier positions; clarifies provisions with respect to suspension of a license in the event that a business organization no longer possesses a duly designated qualifier; provides procedure with respect to category I liquefied petroleum gas dealers or LP gas installers who no longer possess a master qualifier but employ a category I liquefied petroleum gas dealer or LP gas installer qualifier; provides that the department may deny, refuse to renew, suspend, or revoke a qualifier card or master qualifier certificate for specified causes; revises conditions under which liquefied petroleum gas licensees must notify the department of liquefied petroleum gas-related accidents involving a customer account; revises a prerequisite to obtaining a liquefied petroleum gas license; authorizes the department to impose administrative penalties and suspend or revoke a qualification for violation of the provisions of ch. 527, F.S., rules adopted pursuant thereto, or a cease and desist order; increases the period of time in which licensees may pay penalties to the department; authorizes the department to issue a warning letter to licenseholders, master qualifiers, qualifiers, or others in lieu of an administrative or civil penalty for first violations; revises terms of membership of the Propane Gas Education, Safety, and Research Council; revises provisions relating to applications, renewal applications, registration, and registration fees with respect to motor vehicle repair shops; eliminates a condition under which the department may waive security requirements with respect to registration as a seller of travel; provides limitations on contracts for ballroom dance studio services, the renewal of such contracts, and oral or written representations with respect thereto; provides penalties, remedies, and enforcement for violation; revises registration requirements for moving services; revises requirements with respect to insurance coverage for moving services. Effective Date: This act shall take effect upon becoming a law.

Agriculture: Favorable With Committee Substitute; Finance & Tax: Favorable With Committee Substitute; Closed to amendments on 4/30/2003

**HB 1481 by Homan, Murzin, Sansom** (Similar S 2312, S 2780, Compare S 2698, H 1925, CS/CS/S 2738)

**Distribution of Prescription Drugs;** Revises provisions of ch. 499, F.S., relating to the distribution of prescription drugs; provides legislative findings and intent with respect to a report by the Seventeenth Statewide Grand Jury; defines additional terms, including the terms "contraband legend drug," "pedigree paper," and "repackager"; prohibits the purchase or sale of prescription drugs in wholesale distribution in exchange for currency; clarifies provisions prohibiting the transfer of legend drugs from or to any person not authorized to possess such drugs; prohibits additional acts concerning the distribution of prescription drugs; provides that failure to maintain or deliver pedigree papers, failure to authenticate pedigree papers, forgery of pedigree papers, purchase of legend drugs from an unlicensed person, sale of

legend drugs to an unlicensed person, possession or sale of contraband legend drugs and possession with intent to sell or deliver contraband legend drugs, and forgery of prescription labels or legend drug labels are felony offenses; provides that trafficking in contraband legend drugs is a felony offense; provides enhanced penalties if the defendant is not a natural person; provides that the sale or purchase of a contraband legend drug resulting in great bodily harm is a first-degree felony; provides that the sale or purchase of a contraband legend drug resulting in death is a first-degree felony; provides that a legend drug that is unaccompanied by a proper pedigree paper or that has been in the possession of an unauthorized person is an adulterated drug; revises labeling requirements to conform to federal law; authorizes issuance of prescription drug manufacturer permits to the addresses of certain pharmacies; prohibits issuance of local occupational licenses to establishments not exhibiting a current permit; provides expiration dates for prescription drug wholesaler and out-of-state prescription drug wholesaler permits; requires that prescription drug repackagers, nonresident prescription drug manufacturers, and freight forwarders obtain a permit in order to do business; revises application requirements; provides for revocation of permit for failure to comply with requirements prohibiting transfer of a permit; excludes the transfer of prescription drugs within a hospital from the definition of wholesale distribution; provides bond requirements for prescription drug wholesalers and out-of-state prescription drug wholesalers; deletes provisions authorizing the department to grant out-of-state wholesalers reciprocity; requires freight forwarders and nonresident prescription drug manufacturers to obtain a permit; provides requirements for the permitting of prescription drug wholesalers, out-of-state prescription drug wholesalers, and retail pharmacy drug wholesalers; requires prescription drug wholesalers and out-of-state prescription drug wholesalers to designate a representative; requires pedigree papers for the transfer and sale of legend drugs; provides documentation requirements for the shipment of prescription drugs; provides requirements for wholesale drug distributors with respect to the exercise of due diligence; creates the Drug Wholesaler Advisory Council within the Department of Health; requires the council to review rules and make recommendations to the secretary of the department; provides requirements for repackagers of drugs, devices, and cosmetics; requires that a repackager obtain a permit from the department; specifies that certain restricted distributors are exempt from the requirements concerning pedigree papers; revises the schedule of fees for permits; extends the authority of the department to inspect pharmacies and retail pharmacy wholesalers; authorizes the department and the Department of Law Enforcement to inspect certain financial documents and records; requires the department to establish a website listing certain wholesaler permit holders and pending enforcement actions; authorizes the department to enter and inspect all permitted facilities at any reasonable time, to seize and destroy prescription drugs representing a threat to public health, and to close facilities that represent an imminent danger to public health; provides for enforcement actions by the department; provides for the department to issue cease and desist orders and to order the removal of certain persons from involvement with certain drug wholesalers; specifies additional grounds for denial of a permit or certification; revises certain penalty provisions; provides criminal penalties for violations related to drugs or false advertisement; conforms the offense severity ranking chart of the Criminal Punishment Code to changes made by the act; includes certain violations of part I of ch. 499, F.S., within the definition of racketeering activity; authorizes criminal violations of part I of ch. 499, F.S., to be prosecuted by the Office of Statewide Prosecution and heard by a statewide grand jury. Effective Date: Except as otherwise expressly provided in this act, this act shall take effect July 1, 2003

Health Care: Favorable With Committee Substitute; Subcommittee on Health Standards: Favorable With 1 Amendment; Closed to amendments on 4/29/2003

## **HB 1509 by Hogan, Bullard** (Identical CS/S 0738)

**Worthless Checks;** Revises methods of mailing permitted in providing notice precedent to actions to collect worthless checks. Effective Date: This act shall take effect July 1, 2003

Judiciary: Favorable With Committee Substitute; Commerce: Not Received; Commerce: Favorable; Closed to amendments on 4/30/2003

## **HB 1541 by Gottlieb** (Identical S 2930)

**Cypress Creek Center Transportation Management District, Broward County;** Creates the Cypress Creek Center Transportation Management District; provides for the geographic boundaries of the District; provides for the purpose of the District; provides for the powers, functions, and duties of the District; provides for the creation of the governing board of the District to be known as the Cypress Creek Center Transportation Management Association; provides for membership, organization, compensation, and administrative duties of the governing board of the District; provides for the financial disclosure, noticing, and reporting requirements of the District; provides for the procedure for conducting any District elections or referenda; provides for planning requirements; provides for severability. Effective Date: This act shall take effect upon becoming a law

Local Government & Veterans' Affairs: Favorable With Committee Substitute; Subcommittee on Local Affairs: Favorable With 1 Amendment; Closed to amendments on 5/1/2003

## **HB 1567 by Gottlieb** (Similar S 2922)

**Broward County;** Increases the membership of the Children's Services Council; revises requirements concerning delivery of written budget; revises procedures concerning ad valorem taxes; exempts council from certain payments; provides expenditure authority and procedures for certain funds; authorizes certain electronic wire transfers. Effective Date: Except as otherwise provided herein, this act shall take effect upon becoming a law

Local Government & Veterans' Affairs: Favorable With Committee Substitute; Closed to amendments on 5/1/2003

## **HJR 1571 by Sorensen, Arza, Baxley, Davis, D., Jordan, Spratt, Zapata** (Compare H 1295, S 0132, S 2326)

**Focused Classsize Reduction for Prekindergarten Through Third Grade;** Proposes a constitutional amendment to limit the classsize reduction adopted in the 2002 general election to prekindergarten through grade 3.

Education K-20: Favorable With Committee Substitute; Procedures: Favorable; Subcommittee on Ethics & Elections: Favorable; Closed to amendments on 4/24/2003

## **CS/SB 1588 by Criminal Justice, Aronberg, Wilson, Atwater, Crist, Fasano, Bullard**

**Drug Abuse Prevention & Control;** prohibits sale, manufacture, or delivery of controlled substances, or possession of such substances with intent to sell, manufacture, or deliver, within 1,000 feet of certain educational institutions, described housing facilities, & any state, county, or municipal park or publicly owned recreational facility or community center, etc. Amends 893.13, 921.0022.

Calendar without reference; Closed to amendments on 5/1/2003

**HB 1605 by Waters** (Compare CS/CS/S 2658, H 1415, CS/S 0406, CS/S 0676, CS/CS/S 1752, S 2720, H 0443, H 1773, H 1805, H 1205)

**Transportation;** Provides for the reorganization of the Department of Transportation; revises duties of the assistant secretaries; provides for additional offices; provides for government acquisition of roads; provides procedures to contest such acquisition; provides for a presumption of prequalification for contractors; provides for issuing citations for toll violations by first class mail; provides that mailing constitutes notification of such a violation; revises provisions for exemption from specified notification requirements for commercial motor vehicles carrying hazardous materials; incorporating specified federal regulations; updating regulations and rules applicable to commercial motor vehicle owners and drivers; specifies ownership identification requirements for commercial motor carriers; provides penalties for violation of such requirements; provides for compliance reviews; deletes obsolete references; requirements for identifying commercial vehicles; authorizes the department to conduct compliance reviews; conforming references; provides for a civil penalty to be assessed for additional specified violations; provides penalties for commercial trucks found to be operating following an out-of-service order; provides for the Office of Motor Carrier Compliance to enforce laws governing the operating authority of motor carriers; repealing provisions relating to identification requirements of commercial vehicles; revises length limitations for commercial vehicles; provides for placement of a lien on a vehicle for failure to pay an out-of-service fine; deletes obsolete provisions; authorizes weight inspectors to detain a commercial vehicle under circumstances; repealing provisions relating to a commercial vehicle inspection program within the department which no longer exists; provides for authorization of traffic accident investigation officers; authorizes the transfer of toll violation citations via electronic means; authorizes the department to conduct compliance reviews of nonpublic sector buses; revises the time period for paying civil penalties; revises definitions; revises duties of the Department of Transportation with respect to the regulation of airport sites and airports; requires the department to establish requirements for airport site approval, licensure, and registration; requires the department to establish and maintain a state aviation facility data system; revises provisions for airport site approval; revises provisions for airport licensing; provides for a private airport registration process; specifies requirements for such licensing and registration; deletes airport license fees; provides for expiration and revocation of such license or registration; revises provisions for exemption from such registration and licensing requirements; exempts described areas and facilities from such requirements; provides described private airports the option to be inspected and licensed by the department; revises provisions for airport zoning protection for public-use airports; provides for zoning requirements governing the landing of seaplanes; extends time period of the department's authorization to fund security-related airport projects; defines "511 services" and "interactive voice response"; expands the powers and duties of the department to include oversight of traveler information systems; requires local government approval of any proposed road or bridge honorary designation; revises the qualifications required for engineers employed by the department; creates s. 334.60 requires the department to be the lead agency in establishing and coordinating a 511 traveler information phone system; provides that local government regulations shall not apply to transportation facilities on the State Highway System; authorizes the department to acquire rights-of-way for other governmental entities; exempts the Department of Transportation from fees imposed for Internet procurement systems; clarifies the contractor prequalification process; prohibits a construction contractor from providing testing services; clarifies that surety bonds issued in favor of the department for construction and maintenance projects over a specified amount are governed by

chapter 337 removes limitations on contractor incentive payments; allows the department under described circumstances to enter into permit-delegation agreements with other governmental entities for issuance of permit to use rights-of-way; authorizes the Division of Bond Finance to issue bonds at the department's request for facilities; deletes an incorrect reference; authorizes the turnpike authority to secure products, business opportunities, and services by competitive solicitation; provides legislative findings; creates provides the components of the Strategic Intermodal System; designates system facilities; provides for the Strategic Intermodal System Plan; creates s. 339.1372 redirects use of Transportation Outreach Program funds; specifies project criteria and solic Effective Date: Except as otherwise provided herein, this act shall take effect upon becoming a law

Appropriations: Temporarily Deferred; Appropriations: Favorable With Committee Substitute; Subcommittee on Transportation & Economic Development Appropriations: Favorable; Transportation: Favorable With Committee Substitute; Closed to amendments on 5/1/2003

**HB 1621 by Bendross-Mindingall, Gottlieb, Roberson** (Compare CS/S 1822)

**Adult Protective Services;** Requires the DCFS to enter into working agreements with local law enforcement agencies; requires a review of the efficacy of such agreements by the OPPAGA; requires a report by the department regarding its compliance with certain recommendations made by the OPPAGA. Effective Date: This act shall take effect July 1, 2003

Future of Florida's Families: Favorable With Committee Substitute; Subcommittee on Elder Affairs & Long-Term Care: Favorable With 3 Amendments; Subcommittee on Human Services Appropriations: Favorable; Closed to amendments on 4/30/2003

**HB 1625 by Kravitz, Bullard** (Identical S 0242)

**Department of Highway Safety and Motor Vehicles;** Requires law enforcement agencies to notify the DHSMV of any traffic fatality or when a law enforcement agency initiates action to obtain a blood test for impairment in a case of death or serious bodily injury; requires the department to maintain records of convictions for persons holding a foreign driver's license. Effective Date: This act shall take effect July 1, 2003

Transportation: Favorable With Committee Substitute; Subcommittee on Highway Safety: Favorable With 2 Amendments; Public Safety & Crime Prevention: Favorable; Closed to amendments on 4/17/2003

**HB 1631 by Rivera, Bullard, Davis, M., Garcia, Gottlieb, Llorente, Planas, Robaina, Rubio, Troutman, Zapata** (Compare S 2638)

**The Department of Transportation SunPass Program;** Provides for the purchase of a SunPass transponder and enrollment in the SunPass program at the time of registration or renewal thereof; provides conditions of the sale; requires that the application form for motor vehicle registration and renewal of registration include language permitting purchase; requires that such purchase be available in specified counties with toll road facilities; provides for a specified fee to be paid by the state to the motor vehicle registration agency for the sale; provides for use of SunPass transponders by certain handicapped persons; requires that such persons be permitted to pass free through tollgates using the transponder; prohibits fraudulent acquisition or described unlawful use of such transponders; provides penalties. Effective Date: This act shall take effect July 1, 2003

Transportation: Favorable With Committee Substitute;  
Subcommittee on Transportation Systems: Favorable With 1  
Amendment; Closed to amendments on 5/1/2003

**HB 1641 by Dean, Ambler, Detert, Homan** (Compare S  
2016, H 0907)

**Funeral and Cemetery Services, Funeral Directing, Embalming, and Direct Disposition;** Revises provisions relating to the funeral industry; extends the embalmer apprentice period; provides additional requirements to be a direct disposal establishment and for inspection; revises requirements to be a funeral establishment; revises cremation requirements for cinerator facilities relating to simultaneous cremations, body parts, cremation containers, and cremation chamber; provides exemption from liability for unintentional or incidental commingling of remains under certain conditions; provides for cremation of parts of human bodies incidental to final disposition; provides for control and supervision of preneed agents; extends the filing time for reports of bodies embalmed or handled; expands authority of legally authorized persons with respect to fetal remains; prohibits any guarantee on the future price of goods or services; revises requirements for identification of human remains prior to final disposition; provides requirements for identification of human remains in licensed and unlicensed cemeteries and by direct disposal establishments; provides dimension and spacing standards for grave spaces; requires a map of reference markers and a land survey for areas proposed to be developed by a licensed cemetery company; exempts adult grave spaces previously established; provides requirements for identification of human remains in licensed cemeteries; prohibits any person from advertising for sale or making any arrangement for a preneed contract without having a valid certificate of authority; expands the exemption from the required certificate of authority for certain religious-institution-owned cemeteries to include the sale and opening or closing of cremation interment containers to members and family members of the religious institution; requires preneed contracts to include in the refund notice the exclusion for amounts allocable to burial rights, merchandise, and services used by the purchaser; authorizes the Board of Funeral and Cemetery Services to review the trust funds, trust agreements, and outstanding preneed contracts of, and perform other procedures at its discretion with respect to, a certificateholder filing notice to become inactive. Effective Date: This act shall take effect October 1, 2003

Business Regulation: Favorable; Subcommittee on Trades,  
Professions & Regulated Business: Favorable; Commerce:  
Favorable With Committee Substitute; Closed to amendments on  
4/28/2003

**HB 1753 by Public Safety & Crime Prevention, Barreiro**  
(Similar S 2002)

**Law Enforcement Officer Training;** Requires trainees attending approved basic recruit training programs to reimburse an employing agency for tuition, other course expenses, wages, and benefits paid by the agency if the employee terminates his or her employment or appointment within a specified time period after graduation; provides a schedule for reimbursement of a trainee's wages and benefits; authorizes an employing agency to institute civil action under certain circumstances; provides definitions; provides applicability; authorizes an employing agency to waive reimbursement requirements under certain circumstances. Effective Date: This act shall take effect on July 1, 2003, and shall apply to basic recruit training classes commencing after that date

Calendar without reference; Closed to amendments on  
4/30/2003

**HB 1771 by Public Safety & Crime Prevention, Barreiro**  
(Similar S 1054, S 2010)

**Youthful Offenders;** Prohibits sentencing as youthful offender certain offenders who have pled nolo contendere or guilty to, or been found guilty of, felonies, other than third degree felonies, involving the use or attempted use of force or violence; increases the maximum period of commitment of a youthful offender to DOC custody or placement under supervision on probation or community control; revises the sanctions for a youthful offender in the basic training program who becomes unmanageable; allows DOC to revoke the offender's gain-time, to terminate the offender's participation in the program, to return the offender to the general population of inmates in the correctional system, and to submit a report to the court of the facts and circumstances surrounding the offender's termination from the program; authorizes the court to impose any sentence that it might have imposed under the Criminal Punishment Code for offenders terminated from the program; provides for alternative placement on probation or community control of an offender who has completed the basic training program; provides for the offender to remain on community control upon release from a community residential program; provides for revocation of community control and sentencing of the offender if the offender violates the conditions for community control; revises a presumption relating to a departmental request that a court place a youthful offender in the program. Effective Date: This act shall take effect upon becoming a law

Calendar without reference; Closed to amendments on 4/3/2003

**HB 1799 by Local Government & Veterans' Affairs, Sorensen** (Similar H 1769)

**A Fee on Residential Acquisitions;** Provides authority for local governments to impose a fee by ordinance or resolution; prohibits imposition of a fee in an area where a fee has been approved by another local government; provides for a referendum; provides a fee schedule; provides procedures for collection of fees; provides criteria for utilization of funds; provides that a county may adopt an ordinance for alternative use of balance; requires the county and municipalities to divide funds pursuant to agreement; provides a time limit on local government authorization to impose or collect certain fees. Effective Date: This act shall take effect upon becoming a law

Finance & Tax: Favorable With Committee Substitute; Closed to  
amendments on 4/29/2003

**HB 1821 by Altman** (Similar CS/CS/S 1300)

**Citrus;** Redefines the terms "new sources" and "existing sources"; amends permitted emissions limits; requires the DEP to develop, by a specified deadline, management practices to prevent or minimize certain pollutants that are not specifically named; provides specific contents of rules adopted by the department; provides additional emissions limits; provides for the expiration of the program; provides prerequisites to salary adjustments for certain employees of the Department of Citrus; requires the Department of Citrus to publish an annual travel report; provides requirements for the contents of that report. Effective Date: This act shall take effect upon becoming a law

Agriculture: Favorable; Natural Resources: Favorable With  
Committee Substitute; Closed to amendments on 5/1/2003

**HB 1859 by Procedures, Hogan, Bense** (Compare S 1732,  
S 1544, S 0234, H 1355)

**Elections;** Eliminates the witness on absentee ballots; revises the Voter's Certificate; provides for early voting; requires the Department of State to establish by rule minimum standards for

operation of early voting locations; provides for testing of the automatic tabulating equipment prior to the commencement of early voting; provides for the examination of the voting device and ballot information during early voting; requires the Department of State to establish by rule minimum standards for poll workers; encourages county governments to reassign county employees as poll workers; requires the supervisors of elections to work to recruit high school and college students as poll workers; requires the Department of State to develop a statewide program to recruit poll workers; provides for earlier qualifying for nomination or election to public office, earlier filing of the oath to qualify by the alternative method, and earlier primary elections; provides for additional campaign finance reporting periods. Effective Date: This act shall take effect January 1, 2004

Calendar without reference; Closed to amendments on 4/30/2003

#### **HB 1867 by Altman** (Similar S 2826)

**Tobacco Settlement Agreement;** Limits the amount of appeal bond that may be ordered, with an exception. Effective Date: This act shall take effect July 1, 2003, and shall apply to all cases pending on or filed on or after that date

Judiciary: Favorable; Closed to amendments on 4/24/2003

#### **HB 1885 by Public Safety & Crime Prevention, Barreiro** (Similar CS/S 1000)

**Criminal Justice Standards and Training Commission;** Revises the composition of the Criminal Justice Standards and Training Commission within the Florida Department of Law Enforcement; provides procedure and requirements with respect to the discipline of a law enforcement officer by an employing agency where the officer's employment is continued or reinstated as the result of a disciplinary appeal procedure. Effective Date: This act shall take effect upon becoming a law

Calendar without reference; Closed to amendments on 4/25/2003

#### **HB 1893 by Natural Resources, Spratt** (Similar S 0626)

**Everglades Restoration;** Provides for implementation of a Long-Term Plan for Everglades Restoration; provides for the use of ad valorem tax proceeds; provides a schedule for Everglades Construction Project enhancements; deletes obsolete provisions; providing for C-139 Basin BMPs; provides for computation of Everglades Agricultural Privilege tax; provides for the computation of the C-139 agricultural privilege tax; provides for long-term compliance permits. Effective Date: This act shall take effect upon becoming a law

Calendar without reference; Closed to amendments on 5/1/2003

#### **HB 1895 by State Administration, Mack** (Linked H 0987, Compare S 0204)

**Public Records Exemption;** Creates a public records exemption for credit scoring methodologies and related data and information that are trade secrets filed with the Office of Insurance Regulation; provides for future review and repeal; provides a statement of public necessity; provides a contingent effective date. Effective Date: This act shall take effect January 1, 2004, if HB 987 or similar legislation is adopted in the same legislative session or an extension thereof and becomes a law

Calendar without reference; Closed to amendments on 4/25/2003

#### **HB 1901 by Health Care, Farkas** (Compare CS/CS/S 2738, S 0390, CS/CS/S 0700, S 1918, H 0433, CS/CS/S 0400, S 2404)

**Health Care;** Revises provisions relating to Medicaid; the Florida Healthy Kids program; the Florida Kidcare program; the Agency for Health Care Administration; managed care plans; adult dental services; children's hearing and visual services; standards for primary and specialty care providers; contractual authority of the agency; copayments for nonemergency emergency room visits and for prescription drugs; a prepaid health plan for Medicaid HIV/AIDS recipients; provider choices for Medicaid recipients; prepaid behavioral health services contracts; and dating of prescription drugs. Effective Date: This act shall take effect July 1, 2003

Calendar without reference; Closed to amendments on 4/25/2003

#### **HB 1907 by Finance & Tax, Johnson** (Similar CS/S 1176, Compare H 0141, H 1827, H 1897, S 2666, S 2842, S 1448)

**Taxation;** Revises provisions relating to the local communications services tax, biodiesel manufacturer licensure, local option fuel taxes, regulation of alternative fuels, local government infrastructure surtax, rental car surcharge, state tax on motor or diesel fuel, certified audits project, unemployment compensation tax, salary tax credit for insurance premium tax purposes, and electronic funds transfers; repeals a requirement to permit a voluntary contribution to the Election Campaign Financing Trust Fund when filing an intangible tax return. Effective Date: Except as otherwise provided herein, this act shall take effect July 1, 2003

Calendar without reference; Closed to amendments on 4/25/2003

#### **HB 1909 by Procedures, Bense** (Similar S 2820)

**Elections;** Revises election code; revises candidate petition process; requires filing of certain campaign treasurer's reports by electronic means; prohibits payment for endorsements from campaign funds; provides for deposit of fines for late filing of reports and reimbursed election assessments into the General Revenue Fund; revises provisions relating to municipal recall to require a letter of intent, provide petition formats, and provide for effect of resignation after close of qualifying; requires sworn complaints to be based upon personal knowledge of the complainant, authorizes respondents and complainants and their counsels to attend hearings at which probable cause is determined, requires prior notice, permits a brief oral statement, and specifies bases for determining probable cause; updates, revises provisions relating to ballots, voter registration applications, minor party candidate lists, voters in line at close of polls, former candidates, replacement nominees, voter instruction cards, poll watchers, posting of constitutional amendments at polls, postelection reports, absentee ballot envelope specifications, number of election boards, certification and delivery of election results, responsibility for canvassing election results and ordering recounts, proper parties to contest actions, school board write-in candidates, eliminated candidates, reporting loans after election, independent expenditures by certain committees of continuous existence, contributions by money order, use of debit cards. Effective Date: This act shall take effect January 1, 2004

Calendar without reference; Closed to amendments on 4/25/2003

#### **HB 1925 by Health Care, Farkas** (Compare CS/CS/S 0400, CS/S 1294, S 2312, S 2698, CS/S 2750, S 2780, CS/CS/S 2738,

S 0250, S 1746, H 0441, H 0539, H 1713, CS/S 2618, S 1912, S 0562, H 1647, H 1481)

**Health;** Revises various provisions of law relating to the Department of Health, health care, and health-related issues; transfers some tobacco settlement funds to the Biomedical Research Trust Fund; creates the Division of Disability Determinations and renames certain divisions within the Department of Health; provides for investigations of elevated blood lead levels; revises duties of the Department of Health with respect to injury prevention and control and sanitation rules; revises requirements for the release of HIV test results; authorizes state agencies to establish employee health and wellness programs; creates the Review Council for Human Subjects; revises the fees imposed for the licensure of tanning facilities; revises the membership of the Health Information Systems Council; revises the date for submitting an annual plan; clarifies provisions with respect to the screening of newborns; revises requirements for the reporting of sexually transmissible diseases; requires the Department of Health to adopt rules relating to newborns or infants exposed to HIV; revises requirements for the purchase and distribution of insulin by the Department of Health; redefines the term "children with special health care needs" for purposes of the Children's Medical Services Act; revises applicability and scope of the act; revises requirements for program eligibility; requires the referral to the Children's Medical Services network of a newborn having a certain abnormal screening result; establishes and provides requirements for the Florida Infants and Toddlers Early Intervention Program; requires certain federal waivers; transfers to the Department of Health authority for the supervision and management of the Raymond C. Philips Research and Education Unit; limits a patient's access to his or her records when the patient's life or safety is endangered; authorizes the Department of Children and Family Services to contract with the Correctional Medical Authority to conduct surveys of medical services and provide medical quality assurance and improvement assistance at secure confinement and treatment facilities; clarifies access to patient records for professional disciplinary purposes and for research purposes; revises requirements for reports to the Department of Health concerning certain brain or spinal cord injuries; requires copies of records to be provided to the Department of Health upon subpoena; requires certification of copies of records requested pursuant to subpoena or patient release; reduces inservice training hours for nursing assistants; provides for the use of funds generated from interest on certain grant moneys dispensed from the Emergency Medical Services Trust Fund; authorizes electronically submitted applications for certification or recertification as an emergency medical technician or paramedic; removes a provision authorizing a temporary certificate; revises requirements for an identifying insignia; requires submission of information and fingerprints for a criminal history check; requires fees; provides additional grounds for denial of certification or recertification; requires emergency medical services training programs to advise students of certification and regulatory requirements; requires recognition, upon application, of entities approved by the Continuing Education Coordinating Board for Emergency Medical Services for recertification training; provides that paramedics may provide life support services in hospital emergency departments under certain circumstances; revises requirements for mandatory testing of certain buildings and facilities for radon; revises eligibility for certain children to participate in the Healthy Kids program and the Medikids program; provides for electronic posting of examination scores; deletes the requirement for the Department of Health to develop and maintain a continuing education tracking system; provides exemption from registration for community college and university clinics; provides distinction between supervision of administrative services and supervision of health care delivery services; provides exemption from registration for clinical facilities where training is provided by certain medical schools; revises requirements for the reporting of professional liability claims; increases the threshold amount of claims against certain practitioners that represent repeated malpractice; provides professional regulatory boards, or the Department of Health, rulemaking authority for reporting allegations of sexual misconduct; clarifies grounds for discipline

for performing or attempting to perform health care services on the wrong patient or that are otherwise wrong or unnecessary or leaving a foreign body in patient; provides for discipline for prescribing medications without a valid professional relationship; provides for additional costs to be assessed as part of any penalty or other form of discipline; requires clear and convincing evidence to revoke or suspend a license. Effective Date: Except as otherwise provided herein, this act shall take effect July 1, 2003

Calendar without reference; Closed to amendments on 5/1/2003

**HB 1927 by Judiciary, Kottkamp** (Similar S 0524, H 0795, Compare CS/CS/S 1072, S 2596, H 1161)

**Rules of Evidence;** Specifies circumstances in which claims of error relating to evidence admitted or excluded at trial are preserved for appeal; revises conditions under which records of regularly conducted business activity are admissible; provides for circumstances in which evidence accompanied by a certification or declaration made by a records custodian or another qualified person does not require extrinsic evidence of authenticity as a condition precedent to admissibility. Effective Date: This act shall take effect July 1, 2003

Calendar without reference; Closed to amendments on 5/1/2003

**SB 1958 by Transportation, Bullard**

**Road Designations;** designates Steven Cranman Boulevard, Ethel Beckford Boulevard, Phicol Williams Boulevard, Arthur Mays Boulevard, & Judge Steve Levine Boulevard in Miami-Dade Co.; directs DOT to erect suitable markers; designates "Toussaint L'Ouverture Boulevard" in Miami-Dade Co.; designates Darce Taylor Crist Highway in New Port Richey.

Calendar without reference; Closed to amendments on 4/29/2003

**SB 2142 by Webster, Klein, Fasano, Bullard** (Identical H 0845)

**King Center for Universal Research;** creates James & Esther King Center for Universal Research to Eradicate Disease; provides intent & duties; creates advisory council; expands long-term goals & funding of Florida Biomedical Research Program to include cure of specified diseases; creates Fla. Cancer Research Cooperative, etc. Amends 215.5602.

Calendar without reference; Closed to amendments on 5/1/2003

**SB 2190 by Margolis** (Identical H 0523)

**Continuing Education/Public Adjuster;** requires continuing education for public adjusters; provides requirements; requires Financial Services Commission to adopt rules. Amends 626.869.

Calendar without reference; Closed to amendments on 5/1/2003

**SB 2294 by Alexander** (Identical H 1067)

**Communications Equipment/Insurance;** includes certificates under group master policy in authorization to sell under license; exempts certain communications equipment property insurance licensees from certain fingerprinting requirements. Amends 626.321.

Calendar without reference; Closed to amendments on 5/1/2003

**SB 2466 by Diaz de la Portilla** (Identical H 0781)

**Premium Finance Company Application;** revises definition to expand exemption from application for certain entities to include persons who purchase or acquire premium finance agreements from licensees subject to certain limitations. Amends 627.826.

Calendar without reference; Closed to amendments on 4/30/2003

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